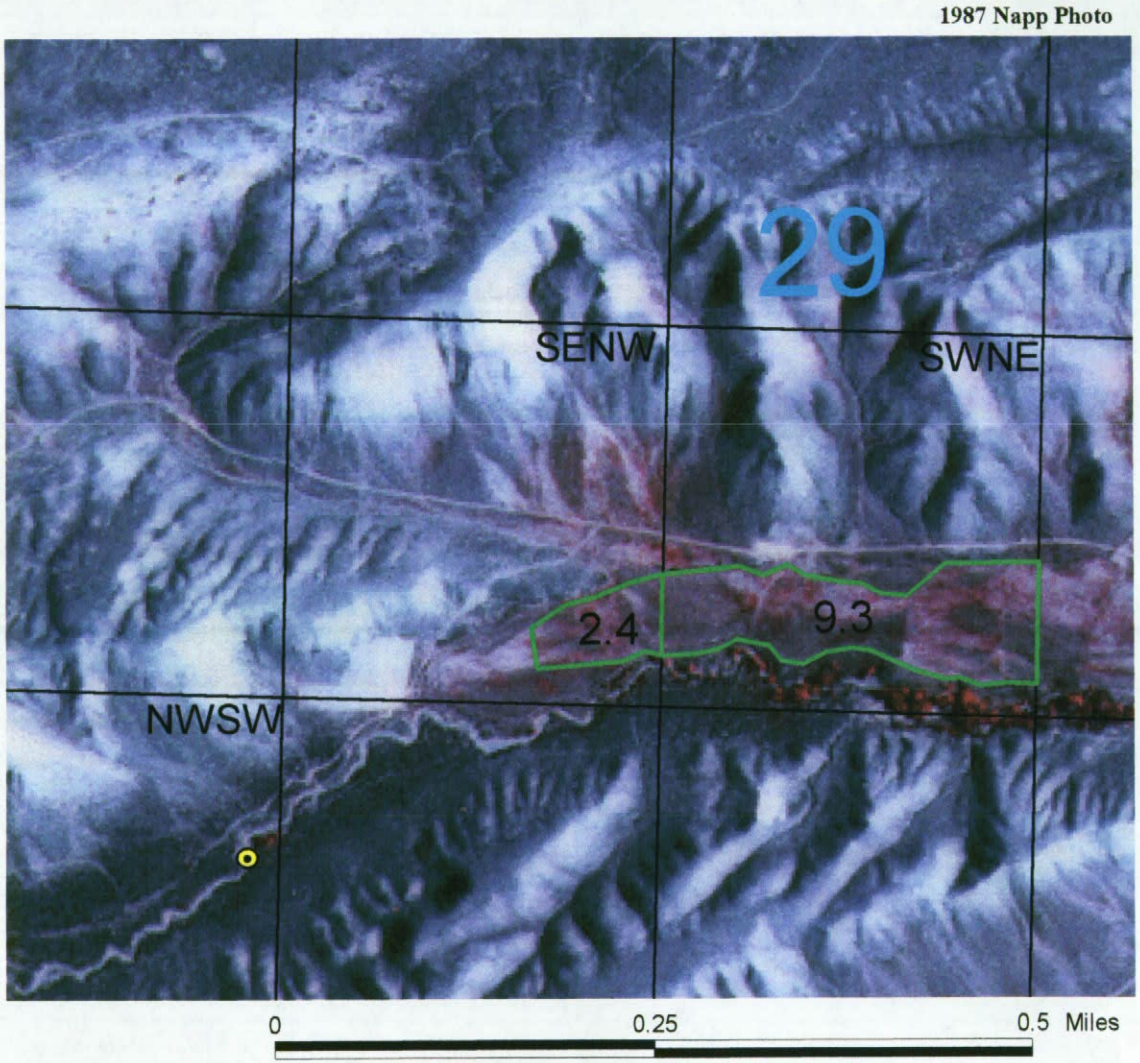
Idaho Department of Water Resources

Claim Number: 57-00077
Legal: T04S, R01W, S29
Reviewed By:



- Point of Diversion
- Place of Use
- Section Lines
- Quarter Quarter Lines
- Township/Range Lines

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5/03

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Bates
P.D.
MICROFILMED

MOST RECENT "A" FILE

IN THE DISTRICT COURT OF THE FIFTH JUDICIAL DISTRICT OF THE STATE OF IDAHO,
IN AND FOR THE COUNTY OF TWIN FALLS

IN RE THE GENERAL ADJUDICATION OF RIGHTS TO THE USE OF WATER FROM THE SNAKE RIVER BASIN WATER SYSTEM.

CIVIL CASE NUMBER: 39576

Ident. Number: **A57-00077**
Date Received: 1/12/1989
Receipt No: W001936
Received By: dc RDH

AMENDED **NOTICE OF CLAIM TO A WATER RIGHT ACQUIRED UNDER STATE LAW** **AMENDED**

1. Name: JOSEPH L PARKINSON 208-383-4029
   Address: 123 WEST HIGHLAND VIEW DRIVE
   BOISE ID 83702

2. Date of Priority: APR 1, 1907

3. Source: BATES CREEK Trib. to: PICKETT CREEK

4. Point of Diversion:

Township	Range	Section	1/4 of 1/4 of 1/4	Lot	County
04S	01W	29	NW SW		OWYHEE

5. Description of diverting works:
   SMALL DIVERSION DAMS WITH DITCHES FOR GRAVITY IRRIGATION.

6. Water is used for the following purposes:

Purpose	From	To	C.F.S (or)	A.F.A.
IRRIGATION	03/15	11/15	0.700	
STOCKWATER	01/01	12/31	0.160	

7. Total Quantity Appropriated is:
   0.700 C.F.S. (and/or) A.F.A.

8. Total consumptive use is 40.9 Acre Feet Per Annum

MICROFILMED
JUL 20 1994

9. Non-irrigation uses:
   STOCKWATER, 700 HD CATTLE, 30 HORSES

10. Place of Use:

Township	Range	Section	1/4 of 1/4	Lot	Use	Acres
04S	01W	29	SW NE		IRR	8.2
			SW NE		STOCK	
			SE NW		IRR	3.5

NOTE
SEE COPIES OF PROFILE REPORTS ON CORRESPONDENCE SIDE OF THIS FILE - SHOWS CHANGE OF OWNERSHIP ON THIS CLAIM.

10. Place of Use: Continued

Township	Range	Section	1/4 of 1/4	Lot	Use	Acres
04S	01W	29	SE NW		STOCK	

Section Acres 11.7

Total Acres 11.7

11. Place of use in counties: OWYHEE

12. Do you own the property listed above as place of use? YES

13. Other Water Rights Used:

14. Remarks:

15. Basis of Claim: DECREED

Case Number:

Court :

Decree date: / /

J. M. NEIL
Decree Plaintiff

vs

MICHAEL HYDE ET. AL.
Decree Defendant

16. Signature(s)

(a.) By signing below, I/We acknowledge that I/We have received, read and understand the form entitled "How you will receive notice in the Snake River Basin Adjudication." (b.) I/We do ____ do not ____ wish to receive and pay a small annual fee for monthly copies of the docket sheet.

Number of attachments: _____

For Individuals:

I/We do solemnly swear or affirm that the statements contained in the foregoing document are true and correct.

Signature of Claimant(s): _____ Date: _____

_____ Date: _____

MICROFILMED
JUL 20 1994

State of Idaho)
) SS.
County of _____)

Subscribed and sworn (or affirmed) before me this _____ day

of _____ 19 _____

_____
Notary Public

Seal

Residing at _____

My Commission Expires _____

MICROFILMED
JUL 20 1994

IDWR - WESTERN REGION

CONTRACTOR: Karan Waters

CLAIM/ID: 57-00077 Date: 5-14-03

	TNS	RNG	SEC	NE				NW				SW				SE				Sum
				NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	
Claim	4S	1W	29			8.2					3.5									11.7
GIS						9.3					2.4									11.7
Claim																				
GIS																				
Claim																				
GIS																				
Claim																				
GIS																				

Number of POD's 1

Total Claimed Acres: 11.7

Total GIS Acres: 11.7

Overlapping PCU Claim #'s:

COMMENTS:

County data indicates claimant doesn't own these parcels. Per claim map + image interpretation.

Idaho Department of Water Resources

Claim Number: 57-00077
Legal: T04S, R01W, S29
Reviewed By:

1987 Napp Photo

- Point of Diversion
- Place of Use
- Section Lines
- Quarter Quarter Lines
- Township/Range Lines

N
W E
S

5/03

IN THE DISTRICT COURT OF THE FIFTH JUDICIAL DISTRICT OF THE
STATE OF IDAHO, IN AND FOR THE COUNTY OF TWIN FALLS

In Re SRBA)
)
Case No. 39576)
)

PARTIAL DECREE PURSUANT TO
I.R.C.P. 54(b) FOR

Water Right 57-00077

1997 MAR -6 AM 9:57

DISTRICT COURT-S
TWIN FALLS CO. IDA
FILED

NAME & ADDRESS: WALTER J WATKINS
BARBARA WATKINS
JOHN GABICA
GENE GABICA
HC 78 BOX 1107
EMMETT ID 83617

SOURCE: BATES CREEK TRIBUTARY: PICKETT CREEK

QUANTITY: 0.7 CFS

THE QUANTITY OF WATER UNDER THIS RIGHT FOR STOCKWATER USE SHALL NOT EXCEED 13,000 GALLONS PER DAY.

PRIORITY DATE: 04/01/1907

POINT OF DIVERSION: T04S R01W S29 NWSW Within OWYHEE County

PURPOSE AND PERIOD OF USE:

PURPOSE OF USE	PERIOD OF USE	QUANTITY
IRRIGATION	Irrigation Season 01-01 12-31	0.7 CFS
STOCKWATER		0.16 CFS

PLACE OF USE:

IRRIGATION Within OWYHEE County
T04S R01W S29 SWNE 8.2 SENW 3.5
11.7 ACRES TOTAL

STOCKWATER Within OWYHEE County
T04S R01W S29 SWNE SENW

CONSUMPTIVE USE: 40.9 AFY

THE CONSUMPTIVE USE VOLUME IS ONLY FOR THE IRRIGATION PORTION OF THIS WATER RIGHT.

OTHER PROVISIONS NECESSARY FOR DEFINITION OR ADMINISTRATION OF THIS WATER RIGHT:

THE QUANTITY OF WATER DECREED FOR THIS WATER RIGHT FOR STOCKWATER USE IS NOT A DETERMINATION OF HISTORICAL BENEFICIAL USE.

DATED: MAR 6 1997

DANIEL C. HURLBUTT, JR.
PRESIDING JUDGE
Snake River Basin Adjudication

RULE 54(b) CERTIFICATE

With respect to the issues determined by the above judgment or order, it is hereby CERTIFIED, in accordance with Rule 54(b), I.R.C.P., that the court has determined that there is no just reason for delay of the entry of a final judgment and that the court has and does hereby direct that the above judgment or order shall be a final judgment upon which execution may issue and an appeal may be taken as provided by the Idaho Appellate Rules.

DATED: MAR 6 1997

DANIEL C. HURLBUTT, JR.
PRESIDING JUDGE
Snake River Basin Adjudication

State of Idaho
County of Twin Falls ss.
I hereby certify the foregoing to be a full, true and correct copy of the original on file in the above entitled action.
ROBERT S. FORT
CLERK OF THE DISTRICT COURT
By _____
DEPUTY CLERK

CLERK OF THE DISTRICT COURT ★ FIFTH JUDICIAL DISTRICT ★ TWIN FALLS COUNTY IDAHO

RECEIVED
MAR - 7 1997
Department of Water Resources
Adjudication Bureau

97 MAR -6 AM 9:56
DISTRICT COURT-SRBA
TWIN FALLS (D.)IDAHO
FILED

IN THE DISTRICT COURT OF THE FIFTH JUDICIAL DISTRICT OF THE STATE OF IDAHO, IN AND FOR THE COUNTY OF TWIN FALLS

In Re SRBA	)	**ORDER OF PARTIAL DECREE**
	)	
Case No. 39576	)	**For Water Right 57-00077**
	)	

On January 8, 1997, a ***Special Master's Report and Recommendation*** was filed for the above water right. No Challenges were filed to the ***Special Master's Report and Recommendation*** and the time for filing Challenges has now expired.

Pursuant to I.R.C.P. 53(e)(2) and ***SRBA Administrative Order 1***, Section 14a, this court has reviewed the Findings of Fact and Conclusions of Law contained in the ***Special Master's Report*** and wholly adopts them as its own.

Therefore, IT IS ORDERED that water right 57-00077 be decreed as set forth in the attached ***Partial Decree Pursuant to I.R.C.P. 54(b)***.

DATED March 6, 1997.

DANIEL C. HURLBUTT, JR.
Presiding Judge
Snake River Basin Adjudication

RECEIVED
NOV - 7 1996
OFFICE OF THE ATTORNEY GENERAL

IN THE DISTRICT COURT OF THE FIFTH JUDICIAL DISTRICT OF THE STATE OF IDAHO, IN AND FOR THE COUNTY OF TWIN FALLS

In Re SRBA	)	**NOTICE OF COMPLETED ADMINISTRATIVE PROCEEDINGS**
Case No. 39576	)	57-00077

RECEIVED
NOV 0 8 1996
Department of Water Resources
Adjudication Bureau

IDWR has completed the following Administrative Proceeding:

[x] Substitution of Party

The Claimant has filed Objections or Responses to the following water rights:

57-00046A 57-00046B 57-00047 57-00051 57-00063 57-00077 57-07206 57-07521

SUBSTITUTION OF PARTY

Does the change in "ownership" result in a splitting of the water right claimed? []Yes [x]No.

From (Claimant/Seller):
Joseph L. Parkinson

Address:
123 W. Highland View Dr.
Boise, Idaho 83702

Phone:
208/383-4029

To (Claimant/Purchaser):
John Gabica and
Gene Gabica and
Walter Watkins and
Barbara Watkins

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DEC 0 3 1996
WATER RESOURCES
WESTERN REGION

Address:
HC 78 Box 1107
Emmett, Idaho 83617

Phone:
208/584-3345

IDWR certifies that it has completed its investigation into the changes to the elements of the water rights listed above as set forth in the attached *Amended Director's Reports* for said water rights. No other changes have been made to the elements of these water rights except as set forth above.

MAIL2551

IDWR has served copies of the *Notice of Completed Administrative Transfer and Amended Director's Report(s)* on the claimant(s), prior claimant(s) and all parties in the subcases affected, if any, as reflected on the attached certificate of mailing.

DATED: Nov 6, 1996

Signature of IDWR Representative

CERTIFICATE OF MAILING

I certify that on November 6, 1996, I mailed the original and copies of this form, to the following persons, postage prepaid and addressed as follows:

1. Original to:
   Clerk of the District Court
   Snake River Basin Adjudication
   253 Third Avenue North
   P. O. Box 2707
   Twin Falls, Idaho 83303-2707

2. One copy to:
   Claimant/Seller for Substitution of Party or attorney of record:
   Joseph L. Parkinson
   123 W. Highland View Dr.
   Boise, Idaho 83702

3. One copy to:
   Claimant/Purchaser for Substitution of Party, or attorney of record:
   John Gabica and
   Gene Gabica and
   Walter Watkins and
   Barbara Watkins
   HC 78 Box 1107
   Emmett, Idaho 83617

4. One copy to:
   Chief, Natural Resources Division
   Office of the Attorney General
   P. O. Box 44449
   Boise, Idaho 83711-4449

5. One copy to:
   United States Dept. Of Justice
   Environment & Natural Resource Div.
   550 West Fort Street, MSC 033
   Boise, ID 83724

Signature of person or attorney mailing the form

RIGHTS FROM: SOURCE: BATES CREEK TRIBUTARY: PICKETT CREEK

RIGHT NUMBER: 57-00077

NAME & ADDRESS: WALTER J WATKINS
BARBARA WATKINS
JOHN GABICA
GENE GABICA
HC 78 BOX 1107
EMMETT ID 83617

SOURCE: BATES CREEK TRIBUTARY: PICKETT CREEK

QUANTITY: 0.7 CFS

THE QUANTITY OF WATER UNDER THIS RIGHT FOR STOCKWATER USE SHALL NOT EXCEED 13,000 GALLONS PER DAY.

PRIORITY DATE: 04/01/1907

POINT OF DIVERSION: T04S R01W S29 NWSW Within OWYHEE County

PURPOSE AND PERIOD OF USE:

PURPOSE OF USE	PERIOD OF USE	QUANTITY
IRRIGATION	Irrigation Season	0.7 CFS
STOCKWATER	01-01 12-31	0.16 CFS

PLACE OF USE: IRRIGATION Within OWYHEE County
T04S R01W S29 SWNE 8.2 SENW 3.5
11.7 ACRES TOTAL

STOCKWATER Within OWYHEE County
T04S R01W S29 SWNE SENW

CONSUMPTIVE USE: 40.9 AFY

THE CONSUMPTIVE USE VOLUME IS ONLY FOR THE IRRIGATION PORTION OF THIS WATER RIGHT.

OTHER PROVISIONS NECESSARY FOR DEFINITION OR ADMINISTRATION OF THIS WATER RIGHT:

THE QUANTITY OF WATER DECREED FOR THIS WATER RIGHT FOR STOCKWATER USE IS NOT A DETERMINATION OF HISTORICAL BENEFICIAL USE.

EXPLANATORY MATERIAL: BASIS OF CLAIM - DECREE

RIGHTS FROM: SOURCE: BATES CREEK TRIBUTARY: PICKETT CREEK

RIGHT NUMBER: 57-00077 (CONT)

EXPLANATORY MATERIAL: (CONT)

RIGHT NO. 57-00047 IS ALSO DIVERTED THROUGH POINT OF DIVERSION DESCRIBED ABOVE.

CONVERSATION MEMORANDUM

DATE 4-3-97

FILE 57-0047
0077
0046A
0046B
0051
0063

NAME OF PARTY Barbara Watkins

EMPLOYEE Maria Minicucci via cjl

RE: New address

Walt & Barbara Watkins
HCR 60 Box 106W
Bonners Ferry ID 83805

Also, the ownership as represented in the 11/96 change has been modified again. It is my understanding that Watkins & co-owner Gabica have physically split the holdings and each are in the process of subdividing (10+ ac tracts?). I will send change in ownership forms along with an ap for permit which Mrs Watkins requested. (see attached correspondence). cjl

State of Idaho
DEPARTMENT OF WATER RESOURCES

Western Region, 2735 Airport Way, Boise, Idaho 83705-5082 - (208) 334-2190
FAX (208) 334-2348

PHILIP E. BATT
GOVERNOR

KARL J. DREHER
DIRECTOR

April 3, 1997

WALT AND BARBARA WATKINS
HCR 60 BOX 106W
BONNERS FERRY ID 83805

RE: Application for Permit
Change in Ownership, Pickett-Bates Creek Ranch

Dear Mr. and Mrs. Watkins:

I received your message this morning that you needed to start home and wouldn't be in. Thanks for letting me know. I have enclosed the application for permit that you requested.

When I researched the Parkinson rights for the Pickett-Bates Creek Ranch, I discovered that an ownership change had indeed been completed last November when you obtained the property. I have included copies of the rights as they now appear in our records. The present ownership represents the undivided ½ interest by both parties, as shown on the Deed. If this distribution of ownership has changed and the parcel has been split, another Notice of Change is required. Also, if any land has been re-sold by either party, those new owners are required to submit Notice of Change.

I have included a few of the Notice of Change forms for your use. You may want to contact any recent purchasers and advise them of the notification requirement. IDWR has no way of contacting new property owners with this information.

You may return your completed application for permit and any Notice of Change information directly to this office. If you need any additional assistance, please don't hesitate to phone us at 208-334-2190. Staff at our Northern Region office (1910 Northwest Blvd. Ste. 210, Coeur d'Alene, phone 769-1450) would also be available to assist you in completing either form.

Sincerely,

Cindy Hodges

Cindy Hodges
Sr. Water Resource Agent

Enclosures

RECEIVED
NOV 21 1996
WATER RESOURCES
WESTERN REGION

Water Right Number - R57-00077 Prefix Translation: RESEARCH Old (D) Number -

Last Name	First Name	Address
*** C - CURRENT OWNER ***		
WATKINS	WALTER J	1 - HC 78 BOX 1107 2 - 3 - City- EMMETT State- ID Zip- 83617 Phone - 208-584-3345
WATKINS	BARBARA	1 - HC 78 BOX 1107 2 - 3 - City- EMMETT State- ID Zip- 83617 Phone - 208-584-3345
GABICA	JOHN	1 - HC 78 BOX 1107 2 - 3 - City- EMMETT State- ID Zip- 83617 Phone - 208-584-3345
GABICA	GENE	1 - HC 78 BOX 1107 2 - 3 - City- EMMETT State- ID Zip- 83617 Phone - 208-584-3345
*** D - DIR RPT OWNER ***		
PARKINSON	JOSEPH L	1 - 123 W HIGHLAND VIEW DR 2 - 3 - City- BOISE State- ID Zip- 83702 Phone - 208-383-4029
*** O - ORIGINAL OWNER ***		
PICKETT CREEK RANCH		1 - AL LEFFLER OWNER 2 - HC 79 BOX 2105 3 - City- OREANA State- ID Zip- 83659 Phone - 208-834-2698
PICKETT CREEK RANCH		1 - TOM BACHMAN MANAGER 2 - HC 79 BOX 2105 3 - City- OREANA State- ID Zip- 83659 Phone - 208-834-2698
LINEHAN	NORA	1 - 2 - 3 - City- OREANA State- ID Zip- 83659 Phone - 208-000-0000

Priority Date	Region	Stage	Status
04/01/1907	14 WESTERN	D - DECREED	

Source	Tributary
BATES CREEK	PICKETT CREEK

Water right number - R57-00077 Prefix Translation: RESEARCH

Point of Diversion

Twn	Rng	Sec	Tract	Lot	RFlg	County
04S	01W	29	NW SW		(73)	OWYHEE

Water Use

Code	Description	Period From	Period To	Diversion Rate	Diversion Volume
01	IRRIGATION	03/15	11/15	0.700	
04	STOCKWATER	01/01	12/31	0.160	

Total Div. Rate	Total Div. Volume	Total Consumptive Use	KW Usage
0.700		40.9	

Place of Use

Twn	Rng	Sec	Tract	Lot	Acres	Code	Description	County
04S	01W	29	SW NE		8.2	01	IRRIGATION	(73) OWYHEE
04S	01W	29	SE NW		3.5	01	IRRIGATION	(73) OWYHEE
04S	01W	29	SW NE			04	STOCKWATER	(73) OWYHEE
04S	01W	29	SE NW			04	STOCKWATER	(73) OWYHEE

Total Acres: 11.7

Diversion Means - SMALL DIVERSION DAMS WITH DITCHES FOR GRAVITY IRRIGATION.

Non-Irrigation Use -

Other Rights for Same Use -

Remarks

EXP RIGHT NO. 57-00047 IS ALSO DIVERTED THROUGH POINT OF DIVERSION DESCRIBED ABOVE.

Old Water Right Numbers

No Old Water Right Numbers Found

Conditions of Approval

N05 - THE QUANTITY OF WATER UNDER THIS RIGHT FOR STOCKWATER USE - SHALL NOT EXCEED 13,000 GALLONS PER DAY.

N07 - THE CONSUMPTIVE USE VOLUME IS ONLY FOR THE IRRIGATION PORTION - OF THIS WATER RIGHT.

N08 - THE QUANTITY OF WATER DECREED FOR THIS WATER RIGHT FOR - STOCKWATER USE IS NOT A DETERMINATION OF HISTORICAL BENEFICIAL - USE.

Decree Plaintiff	Decree Defendant	Decree Date
J. M. NEIL	MICHAEL HYDE ET. AL.	00/00/0000

Water right number - R57-00077 Prefix Translation: RESEARCH

-Comments-

Date: 12/18/1991 User Id: HOWERTON Subject: BATES CREEK POU.
BATES CREEK RIGHTS # 47 AND #77 DO NOT OVERLAP. THEY SHARE A COMMON P/D AND DITCH.
DITCH LOSS IS FIGUED SEPARATELY SINCE EACH RIGHT IS SEPARATE IN ITSELF.
SEE THE MAP IN 57-00047. DITCH LENGTH = 0.47 MILE.

Date: 08/24/1992 User Id: SCHULTZ Subject: NOTICE OF ERROR (NOE)
RECEIVED NOE 8/19/92. CHANGED NOE FLAG FROM BLANK TO A. CLAIM VERIFIED 7/16/92. DID NOT REVERIFY ANY PART OF CLAIM.

Date: 09/16/1992 User Id: HOWERTON Subject: CHANGES FROM NOTICE OF ERROR
WANTED TO ADD STOCKWATER USE, ORIGINAL CLAIMANT DIDN'T CLAIM ANY.

Date: 01/17/1996 User Id: DSMITH Subject: NAME AND/OR ADDRESS CHANGE
THE NAMES OR ADDRESSES IN THE NAME FILE WERE CHANGED WITHOUT THE ABOVE USER NOTING EXACTLY WHAT WAS CHANGED. THE CHANGE FOR A
K-OWNER OR ATTORNEY MAY HAVE BEEN MADE WITHOUT A WATER RIGHT OWNER CHANGE.
*NAME/ADDRESS CORRECTED TO AVOID DUPLICATE MAILING LABELS

Date: 06/28/1996 User Id: KWALKER Subject: COPIED FROM REMARKS
0.47 CFS OF THIS RIGHT IS LIMITED TO USE FOR CONVEYANCE LOSSES IN DELIVERY OF THIS RIGHT.

Date: 08/15/1996 User Id: JSHURTE Subject: NON-IRRIGATION USE-COPIED FROM ITEM #9
STOCKWATER, 700 CATTLE, 30 HORSES

Date: 11/04/1996 User Id: SSHERMAN Subject: OWNERSHIP CHANGE
FORM 42-1409(7) OWNERSHIP CHANGE, PARKINSON/JOHN & GENE GABICA AND WALTER & BARBARA WATKINS.

Audit Fields
11/05/96 SSHERMAN

Adjudication Rights Dates and Flags Area

Court Report Filing	- 00/00/0000	Field Inspection Made	- 00/00/0000	Civil Case Number	- 39576
Objection Filed Date	- 00/00/0000	Field Inspection Flag	-	Old Case Number	-
Response Filed Date	- 00/00/0000	Verified Date	- 00/00/0000	Old Judicial District	-
Claim Received Date	- 01/12/1989	Last Amended Date	- 09/16/1992	Temporary Right	- P
		Receipt Number	- W001936	Water District	- 57B
		POU Ownership Flag	- Y	Federal/State Indicator	- S
		Name Connector	- AND	Presumption Flag	-
				Notice of Error Flag	- E

RECEIVED
NOV 2 1 1996
WATER RESOURCES
WESTERN REGION

OWNER CODE	NAME & ADDRESS	PRIORITY DATE	WATER USE	USE PERIOD FROM	USE PERIOD TO	DIVERSION RATE	DIVERSION VOLUME
C	WALTER J WATKINS	04/01/1907	IRRIGATION	03-15	11-15	0.70 CFS	
C	BARBARA WATKINS		STOCKWATER	01-01	12-31	0.16 CFS	
C	JOHN GABICA						
C	GENE GABICA			TOTAL DIVERSION:		0.70 CFS	
	HC 78 BOX 1107			CONSUMPTIVE USE:			40.90 AFA
	EMMETT ID 83617						
	(208) 584-3345						

Water Source: BATES CREEK Tributary to: PICKETT CREEK Stage: DECREED

Point(s) of Diversion: T04S R01W S29 NWSW OWYHEE County

Place of use Legal Description for: IRRIGATION

			NE				NW				SW				SE				
			NENE	NWNE	SWNE	SENE	NENW	NWNW	SWNW	SENW	NESW	NWSW	SWSW	SESW	NESE	NWSE	SWSE	SESE	
T	R	S	Lt Ac	Lt Ac	Lt Ac	Lt Ac	Lt Ac	Lt Ac	Lt Ac	Lt Ac	Lt Ac	Lt Ac	Lt Ac	Lt Ac	Lt Ac	Lt Ac	Lt Ac	Lt Ac	SUM
04S	01W	29			08					03									11.7
																		TOTAL ACRES	11.7

Place of use Legal Description for: STOCKWATER

			NE				NW				SW				SE				
			NENE	NWNE	SWNE	SENE	NENW	NWNW	SWNW	SENW	NESW	NWSW	SWSW	SESW	NESE	NWSE	SWSE	SESE	
T	R	S	Lt Ac	Lt Ac	Lt Ac	Lt Ac	Lt Ac	Lt Ac	Lt Ac	Lt Ac	Lt Ac	Lt Ac	Lt Ac	Lt Ac	Lt Ac	Lt Ac	Lt Ac	Lt Ac	
04S	01W	29			S					S									

POU County: OWYHEE

Non-Irrigation Uses: STOCKWATER, 700 HD CATTLE, 30 HORSES

Other Rights: SEE REMARKS

Remarks: GEN RIGHT NO. 57-00047 IS ALSO DIVERTED THROUGH POINT OF DIVERSION DESCRIBED ABOVE.
0.47 CFS OF THIS RIGHT IS LIMITED TO USE FOR CONVEYANCE LOSSES IN DELIVERY OF THIS RIGHT.

Dates: Exam Made Date: 09/26/1990 Verified Date: Objection Filed Date: 01/08/1993

Misc: Water District Number: 57B Field Inspection Flag:
Presumption Flag:

Comments: Date: 12/18/1991 User-ID: HOWERTON Subject: BATES CREEK POU.
BATES CREEK RIGHTS # 47 AND #77 DO NOT OVERLAP.
THEY SHARE A COMMON P/D AND DITCH.
DITCH LOSS IS FIGUED SEPARATELY SINCE EACH RIGHT IS SEPARATE IN ITSELF.
SEE THE MAP IN 57-00047.
DITCH LENGTH = 0.47 MILE.

Date: 08/24/1992 User-ID: SCHULTZ Subject: NOTICE OF ERROR (NOE)
RECEIVED NOE 8/19/92. CHANGED NOE FLAG FROM BLANK TO A.
CLAIM VERIFIED 7/16/92. DID NOT REVERIFY ANY PART OF CLAIM.

Date: 09/16/1992 User-ID: HOWERTON Subject: CHANGES FROM NOTICE OF ERROR
WANTED TO ADD STOCKWATER USE, ORIGINAL CLAIMANT DIDN'T CLAIM ANY.

Date: 01/17/1996 User-ID: DSMITH Subject: NAME AND/OR ADDRESS CHANGE
THE NAMES OR ADDRESSES IN THE NAME FILE WERE CHANGED WITHOUT THE ABOVE USER NOTING EXACTLY WHAT WAS CHANGED. THE CHANGE FOR A K-OWNER OR ATTORNEY MAY HAVE BEEN MADE WITHOUT A WATER RIGHT OWNER CHANGE.
*NAME/ADDRESS CORRECTED TO AVOID DUPLICATE MAILING LABELS

Date: 11/04/1996 User-ID: SSHERMAN Subject: NAME CHANGE
THE DATA IN THE NAME FILE WAS CHANGED WITHOUT THE ABOVE USER NOTING EXACTLY WHAT WAS CHANGED. TYPICALLY THIS CHANGE IS TO THE CURRENT OWNER OF THE WATER RIGHT. HOWEVER, THE CHANGE MAY BE TO ADD OR DELETE AN ATTORNEY OR LIENHOLDER, FOR EXAMPLE, WITHOUT CHANGING THE CURRENT OWNER OF THE WATER RIGHT.

Audit: 11/04/96 SSHERMAN

Form 42-1409(7)

NEW PROPERTY OWNER
NOTICE OF CHANGE OF WATER RIGHT OWNERSHIP

Please print or type
(see instructions on back of page)

RECEIVED
NOV 2 1 1996
WATER RESOURCES
WESTERN REGION

DATE OF CLOSING: 10/14/96

LEGAL DESCRIPTION OF PROPERTY: Township See attached Deed. Range
Section ,1/4 of 1/4 of 1/4,Govt. Lot , BM.
Lot ,Block, ,Subdivision/Townsite
If you have additional legal descriptions, please attach separate sheet.

[ ] Served Only by a Public Service Water Supply (all water is received from a city or company who maintains water supply system, owns the water right, and bills the customer on a regular basis)

[ ] Water Right Number(s) Assigned by IDWR: See attached Deed.

[ ] Name and Address of Former Owner/Claimant(s)(Seller): JOSEPH L. PARKINSON
123 W. Highland View Dr.
Boise, ID 83702

[ ] New Owner/Claimant (Purchaser): JOHN & GENE GABICA and WALTER & BARBARA WATKINS

[ ] New Mailing Address: HC 78 Box 1107
Emmett, ID 83617

[ ] New Telephone Number: (208) 584 - 3345

[ ] Does the change in ownership result in a splitting of the water right owned/claimed? yes XX no
If yes, then describe the portion of the water right that is now owned/claimed by the new owner:

[ ] Attach proof of ownership, describe proof attached: Deed
(proof of ownership must describe either the property conveyed or include the claim number. Proof of ownership is not required if this form is signed by the former owner/claimant.)

[ ] Signature of New Owner/Claimant(s) x John Gabica Date 10-21-96
Walter J. Watkins Barbara Watkins Date 10-24-96

[ ] Signature of Former Owner/Claimant(s): Date
Date
(Signature of former claimant(s) is not required if proof of ownership is attached.)

FOR IDWR USE ONLY:
Initial Review and Data-Entry
Date: 11-4-96 By: KMC
Further Action Needed: d.e. 11-04-1996
Further Action Taken
Date: By:
Final Review and Data-Entry
Date: By:
Claim Numbers of Split, if any:

AJ
57-00046A
57-00046B
57-00047
57-00051
57-00063
57-00077
57-07206
57-07521
57-10543
57-11498
57-07530 permit
57-07563 License

Original to be mailed to Idaho Department of Water Resources
Copies to Former Owner and New Owner

AJ Records changed. cc: W.A. verified P&S. do 11-05-1996.

RECEIVED
NOV 2 1 1996
WATER RESOURCES
WESTERN REGION

GRANT DEED

FOR VALUE RECEIVED JOSEPH L. PARKINSON and REBECCA J. PARKINSON, husband and wife,

the Grantors, do hereby grant, bargain, sell and convey unto
WALTER WATKINS and BARBARA WATKINS, husband and wife,
as to an undivided 1/2 interest,
and JOHN GABICA and GENE GABICA, husband and wife,
as to an undivided 1/2 interest.

the Grantees', whose address is HC-78 Box 1107, Emmett, Idaho 83617

the following described premises, to-wit:

(See Attached Exhibit 'A')

TO HAVE AND TO HOLD the said premises, with their appurtenances unto the said Grantee, heirs and assigns forever.

This conveyance includes all those certain water rights appurtenant thereto and attached hereto as Exhibit 'B"

This conveyance is made without warranty as to condition of title and specifically does NOT include grazing permits nor grazing leases.

57-00046A
57-00046B
57-00047
57-00051
57-00063
57-00077
57-07206
57-07521
57-10513
57-11498
57-07530 permit
57-07563 license

Dated:

Joseph L. Parkinson
Rebecca J. Parkinson

State of Idaho
County of Owyhee

On this 14th day of October in the year 1996,
before me, a Notary Public, personally appeared JOSEPH L. PARKINSON and REBECCA J. PARKINSON
known or identified to me to be the persons whose names are subscribed to within instrument, and acknowledged to me that they executed the same.

Notary Public
Residing at Meridian, ID
My Commission Expires 4/25/2000

JONATHAN M. ABBUTT NOTARY PUBLIC STATE OF IDAHO

OWYHEE TITLE COMPANY
200 BASEY STREET, MURPHY, ID. 83650

-P ho

RECEIVED
NOV 2 1 1996
WATER RESOURCES
WESTERN REGION

EXHIBIT 'A'

PARCEL 1:

IN TOWNSHIP 4 SOUTH, RANGE 1 WEST, B. M., OWYHEE COUNTY, IDAHO
Section 21: S1/2 SE1/4
Section 22: SW1/4 SW1/4, S1/2 NE1/4 NW1/4 SW1/4, S1/2 NW1/4SW1/4
Section 28: NW1/4 NE1/4, E1/2 NW1/4, SW1/4 NW1/4, NW1/4 SW1/4
Section 29: S1/2 NE1/4, SE1/4 NW1/4, E1/2 SE1/4, SW1/4 SE1/4
Section 32: NW1/4 NE1/4, E1/2 NW1/4, SW1/4 NW1/4, NW1/4 SW1/4

PARCEL 2:

IN TOWNSHIP 4 SOUTH, RANGE 1 WEST, B. M., OWYHEE COUNTY, IDAHO
Section 22: NE1/4 SW1/4, N1/2 SE1/4
Section 23: N1/2 SW1/4

fence lines do not necessarily represent boundaries, and Buyer acknowledges possible prescription by adverse possession. Buyer can make no claim as to title against Seller and looks solely to title company for recourse if problem.

bp

57-00046A
57-00046B
57-00047
57-00051
57-00063
57-00077
57-07206
57-07521
57-10543
57-11498
57-07530 permit
57-07563 license

FILED-RECORDED
'96 OCT 21 PM 2 02
JIM HUNTLEY JR.
OWYHEE COUNTY RECORDER
BY [signature]
DEPUTY

REQUEST OF [illegible]
FEE

220105

of 1

Exhibit "B"
WATER CLAIMS, PERMITS, AND RIGHTS

RECEIVED
NOV 2 1 1996
WATER RESOURCES
WESTERN REGION

57-00046A } ø 'R' Record
57-00046B }
57-00047
57-00051
57-00063
57-00077
57-07206
57-07521
57-10543 > ø obj.
57-11498
57-07527 - duplicate
57-07530 - permit - WR ONLY
57-07563 - License (UN Approval Permit)
~~57-07570~~

SELLER MAKES NO WARRANTY EXPRESSED OR IMPLIED AS TO ~~VARIE~~ VALIDITY OF WATER RIGHTS AND MERELY CONVEYS HIS INTEREST; BUYER HAS NO RECOURSE AGAINST SELLER. Some of land claimed for water right is owned by government

RECEIVED
OCT 3 1 1996
Department of Water Resources

Owyhee Title Company

an affiliate of
Pioneer Title Company of Canyon County
200 Basey Street, PO Box 8
Murphy, Idaho 83650
Phone: 208-495-2589 Fax 208-495-2320

RECEIVED
NOV 2 1 1996
WATER RESOURCES
WESTERN REGION

IDAHO DEPARTMENT OF WATER RESOURCES
Statehouse Mail
Boise, ID 83720-9000
Attn: Adjudication Bureau

Order No.:PO1438
Re:PARKINSON/GABICA-WATKINS
Date:10/29/96

In connection with the above-referenced order, we enclose the following:

( ) Title Commitment
( ) Date Down Endorsement
( ) Insuring Information Endorsement
( ) Title Policy
( ) Endorsements
( ) Trustee's Sale Guarantee No.
( ) Statement
( )
( ) Copies of
(X) Original Documents: NEW PROPERTY OWNER NOTICE OF CHANGE OF WATER RIGHT OWNERSHIP.

Thank you for this opportunity to assist you with your real estate transactions.
Please call again.

Title Officer
Jon Mabbutt

57-00046A
57-00046B
57-00047
57-00051
57-00063
57-00077
57-07206
57-07521
57-10543
57-11498
57-07530 permit
57-07563 license

OWNER CODE	NAME & ADDRESS	PRIORITY DATE	WATER USE	USE PERIOD FROM	USE PERIOD TO	DIVERSION RATE	DIVERSION VOLUME
C	JOSEPH L PARKINSON 123 W HIGHLAND VIEW DR BOISE ID 83702 (208) 383-4029	04/01/1907	IRRIGATION STOCKWATER	03-15 01-01	11-15 12-31	0.70 CFS 0.16 CFS	
				TOTAL DIVERSION:		0.70 CFS	
				CONSUMPTIVE USE:			40.90 AFA

Water Source: BATES CREEK Tributary to: PICKETT CREEK Stage: DECREED

Point(s) of Diversion: T04S R01W S29 NWSW OWYHEE County

Place of use Legal Description for: IRRIGATION

			NE				NW				SW				SE				
			NENE	NWNE	SWNE	SENE	NENW	NWNW	SWNW	SENW	NESW	NWSW	SWSW	SESW	NESE	NWSE	SWSE	SESE	
T	R	S	Lt Ac	Lt Ac	Lt Ac	Lt Ac	Lt Ac	Lt Ac	Lt Ac	Lt Ac	Lt Ac	Lt Ac	Lt Ac	Lt Ac	Lt Ac	Lt Ac	Lt Ac	Lt Ac	SUM
04S	01W	29			08					03									11.7
																	TOTAL ACRES		11.7

Place of use Legal Description for: STOCKWATER

			NE				NW				SW				SE				
			NENE	NWNE	SWNE	SENE	NENW	NWNW	SWNW	SENW	NESW	NWSW	SWSW	SESW	NESE	NWSE	SWSE	SESE	
T	R	S	Lt Ac	Lt Ac	Lt Ac	Lt Ac	Lt Ac	Lt Ac	Lt Ac	Lt Ac	Lt Ac	Lt Ac	Lt Ac	Lt Ac	Lt Ac	Lt Ac	Lt Ac	Lt Ac	
04S	01W	29			S					S									

POU County: OWYHEE

Conditions of Approval:

N05 - THE QUANTITY OF WATER DIVERTED UNDER THIS RIGHT FOR STOCK
- WATER SHALL NOT EXCEED 13,000 GALLONS PER DAY.

N07 - THE CONSUMPTIVE USE VOLUME REPORTED IS ONLY FOR THE IRRIGATION
- PORTION OF THIS WATER RIGHT.

N08 - THE QUANTITY OF WATER DECREED FOR THIS WATER RIGHT FOR
- STOCKWATER USE IS NOT A DETERMINATION OF HISTORICAL BENEFICIAL
- USE FOR THE PURPOSES OF ADMINISTRATION OR TRANSFER OF THIS WATER
- RIGHT.

Remarks: EXP RIGHT NO. 57-00047 IS ALSO DIVERTED THROUGH POINT OF DIVERSION DESCRIBED ABOVE.

Dates: Exam Made Date: Verified Date: Objection Filed Date:

Misc: Water District Number: 57B Field Inspection Flag:
Presumption Flag:

Comments: Date: 12/18/1991 User-ID: HOWERTON Subject: BATES CREEK POU.
BATES CREEK RIGHTS # 47 AND #77 DO NOT OVERLAP.
THEY SHARE A COMMON P/D AND DITCH.
DITCH LOSS IS FIGUED SEPARATELY SINCE EACH RIGHT IS SEPARATE IN ITSELF.
SEE THE MAP IN 57-00047.
DITCH LENGTH = 0.47 MILE.

Date: 08/24/1992 User-ID: SCHULTZ Subject: NOTICE OF ERROR (NOE)
RECEIVED NOE 8/19/92. CHANGED NOE FLAG FROM BLANK TO A.
CLAIM VERIFIED 7/16/92. DID NOT REVERIFY ANY PART OF CLAIM.

Date: 09/16/1992 User-ID: HOWERTON Subject: CHANGES FROM NOTICE OF ERROR
WANTED TO ADD STOCKWATER USE, ORIGINAL CLAIMANT DIDN'T CLAIM ANY.

Date: 01/17/1996 User-ID: DSMITH Subject: NAME AND/OR ADDRESS CHANGE
THE NAMES OR ADDRESSES IN THE NAME FILE WERE CHANGED WITHOUT THE ABOVE USER NOTING EXACTLY WHAT WAS CHANGED. THE CHANGE FOR A K-OWNER OR ATTORNEY MAY HAVE BEEN MADE WITHOUT A WATER RIGHT OWNER CHANGE.
*NAME/ADDRESS CORRECTED TO AVOID DUPLICATE MAILING LABELS

Date: 06/28/1996 User-ID: KWALKER Subject: COPIED FROM REMARKS
0.47 CFS OF THIS RIGHT IS LIMITED TO USE FOR CONVEYANCE LOSSES IN DELIVERY OF THIS RIGHT.

Date: 08/15/1996 User-ID: JSHURTE Subject: NON-IRRIGATION USE-COPIED FROM ITEM #9
STOCKWATER, 700 CATTLE, 30 HORSES

Audit: 06/28/96 KWALKER 08/15/96 JSHURTE

RIGHTS FROM: SOURCE: BATES CREEK TRIBUTARY: PICKETT CREEK

RIGHT NUMBER: 57-00077

NAME AND ADDRESS: JOSEPH L PARKINSON
123 W HIGHLAND VIEW DR
BOISE ID 83702

SOURCE: BATES CREEK TRIBUTARY: PICKETT CREEK

QUANTITY: 0.7 CFS

THE QUANTITY FOR NON/IRRIGATION USE IS LIMITED TO THE AMOUNT BENEFICIALLY USED FOR/ STOCKWATER/ 700 NO CATTLE/ 30 HORSES

THE QUANTITY OF WATER DIVERTED UNDER THIS RIGHT FOR STOCK WATER IS LIMITED TO THE ACTUAL HISTORICAL QUANTITY BENEFICIALLY USED AND SHALL NOT EXCEED 13,000 GALLONS PER DAY.

PRIORITY DATE: 04/01/1907

POINT OF DIVERSION: T04S R01W S29 NWSW Within OWYHEE County

PURPOSE AND PERIOD OF USE:

PURPOSE OF USE	PERIOD OF USE		QUANTITY	
IRRIGATION	Irrigation Season		0.7	CFS
	03/15	11/15		
STOCKWATER	01-01	12-31	0.16	CFS

PLACE OF USE:

IRRIGATION Within OWYHEE County
T04S R01W S29 SWNE 8.2 SENW 3.5
11.7 ACRES TOTAL

STOCKWATER Within OWYHEE County
T04S R01W S29 SWNE SENW

CONSUMPTIVE USE: 40.9 AFY

THE CONSUMPTIVE USE VOLUME REPORTED IS ONLY FOR THE IRRIGATION PORTION OF THIS WATER RIGHT.

OTHER MATTERS NECESSARY FOR DEFINITION OR ADMINISTRATION OF THIS WATER RIGHT:

RIGHT NO/ 57/00047 IS ALSO DIVERTED THROUGH POINT OF DIVERSION DESCRIBED ABOVE/
0.47 CFS OF THIS RIGHT IS LIMITED TO USE FOR CONVEYANCE LOSSES IN DELIVERY OF THIS RIGHT/

57-00077 (CONT.)

EXPLANATORY MATERIAL: BASIS OF CLAIM - DECREE

RIGHT NO. 57-00047 IS ALSO DIVERTED THROUGH POINT OF DIVERSION DESCRIBED ABOVE.

IN THE DISTRICT COURT OF THE FIFTH JUDICIAL DISTRICT OF THE STATE OF IDAHO, IN AND FOR THE COUNTY OF TWIN FALLS

In Re the General Adjudication of the Rights to the Use of Water from the Snake River Basin Water System	Case No. 57-00077 -0001
The State of Idaho, ex rel. R. Keith Higginson in his official capacity as Director of the Idaho Department of Water Resources, Petitioner, vs. The United States; the State of Idaho; and all Claimants to the use of water from the Snake River Basin Water System, Respondents.	**RESPONSE TO OBJECTION**

I. GENERAL INFORMATION

1. Person responding to objection:

Name: R. KEITH HIGGINSON, DIRECTOR

Address: IDAHO DEPARTMENT OF WATER RESOURCES
P.O. BOX 44449
BOISE, ID 83711-4449

Briefly describe your interest in this water right:

IDWR is required to file a response to an objection to part I of the director's report pursuant to I.C. section 42-1412(2).

(Over)

MICROFILMED
JUL 20 1994

2. Person who filed objection:

Name: JOSEPH L PARKINSON
Address: 123 W HIGHLAND VIEW DR
BOISE ID 83702

3. If this response is filed by an attorney:

Attorney Name(s): DANIEL L. STECKEL

Attorney Address: DEPUTY ATTORNEY GENERAL(S)
IDAHO DEPARTMENT OF WATER RESOURCES
P.O. BOX 44449
BOISE, ID 83711-4449

Attorney Phone No.: (208) 327-7900

II. STATEMENT OF THE RESPONSE

8. |X| Period of Year: I respond to the objection concerning the period of year when water is used or is necessary for the purpose stated.

REASONS SUPPORTING EACH BOX CHECKED

In response to Statement of the Objection item 8 and all allegations of the objection regarding this item IDWR responds as follows: IDWR has developed irrigation season of use standards for various climatic areas throughout the state based on a 75% chance of a 24 degree fahrenheit frost. The period of year during which this water right may be used is consistent with the standard irrigation season of use for the area in which the place of use of this water right is located. Water may be used for irrigation outside the standard season of use, subject to the conditions set forth in general provision 13b of the director's report.

IDWR is without knowledge or information sufficient to form a belief as to the truth of the matter asserted in the "Reasons Supporting Each Box Checked" section of the objection and therefore denies the allegations of this section. IDWR denies the objection and all allegatons of the objection not expressly admitted herein.

CHANGES TO THE DIRECTOR'S REPORT

The director proposes no changes to the description of this claim in the Director's Report.

|X| Check here if you are submitting documents. Please list each document by the title and number of pages. You may use additional pages if necessary:

	No. of Pages
Notice of Claim No. A57-00077	3

(Over)

MICROFILMED
JUL 20 1994

VERIFICATION (Must be Completed)

State of IDAHO

County of ADA

Donald V. Shaff, being first duly sworn, upon oath, deposes and says:

That R. Keith Higginson, in his official capacity as director of the Idaho Department of Water Resources, is a party to this proceeding, as defined by I.C. 42-1401A(1) and (7); that I am the Adjudication Section Manager for IDWR and am authorized by R. Keith Higginson, in his official capacity as director of IDWR, to verify this response; and that I have read the foregoing response, know its contents and that the statements contained therein are true to the best of my knowledge and belief.

Signature of person filing response

By: _____
(Attorney signing in representative capacity)

Subscribed and sworn to before me this 3rd day of June, 1993.

Notary Public for Idaho
Residing at: Boise
My Commission expires: 11-14-1998

CERTIFICATE OF MAILING

I hereby certify that on the 4th day of June, 1993, I mailed the original and copies of the foregoing response, including all attachments, to the following persons, by mailing the original and/or true and correct copies, postage prepared and addressed as follows:

1. Original to:

   Clerk of the District Court
   Snake River Basin Adjudication
   253 Third Avenue North
   P.O. Box 2707
   Twin Falls, Idaho 83303-2707

2. One copy to the owner of the water right, and you must fill in the following information:

   See No. 3

3. One copy to the party who filed the objection, or if represented by an attorney, to their attorney; and you must fill in the following information:

   Name: JOSEPH L PARKINSON
   Address: 123 W HIGHLAND VIEW DR
   BOISE ID 83702

4. One copy to:

   United States Department of Justice
   Environment and Natural Resource Division
   550 West Fort Street, Box 33
   Boise, Idaho 83734

Signature of Respondent or attorney mailing on Respondent's behalf

MICROFILMED
JUL 20 1994

IN THE DISTRICT COURT OF THE FIFTH JUDICIAL DISTRICT OF THE

STATE OF IDAHO, IN AND FOR THE COUNTY OF TWIN FALLS

In Re the General Adjudication of Rights to the Use of Water from the Snake River Basin Water System	Case No. 57-00077 (You must insert the water right number you are objecting to)
The State of Idaho, ~~ex rel.~~ R. Keith Higginson in his official capacity as Director of the Idaho Department of Water Resources, Petitioner, vs. The United States; the State of Idaho; and all Claimants to the use of water from the Snake River Basin Water System, Respondents.	OBJECTION

RECEIVED

JAN 1 2 1993

Department of Water Resources
Adjudication Bureau

INSTRUCTIONS

This form must be used to file an objection to any water right recommended in the Director's Report. You may object to one water right per objection form. The water right number you are objecting to must be indicated above in the blank space following "Case No." To object to more than one water right, you must file a separate objection form for each. Forms may be obtained from the Idaho Department of Water Resources (IDWR), or you may copy or reproduce this blank form, as long as it is identical to the court's form. You must file your objection by the deadline shown in the notice that IDWR mailed to you. The objection must be <u>received</u> by the court on or before the deadline specified. Instructions for mailing this objection are found at Page 6, and must be strictly followed.

Any party physically filing 25 (twenty-five) or more objections must make an appointment with the Clerk of the Adjudication Court and arrange for an appointment to file multiple objections.

(Over)

MICROFILMED
JUL 20 1994

By filing an objection form, you are certifying that the objection is well-grounded in fact; is warranted by existing law or a good-faith argument for the extension, modification or reversal of existing law; and that it is not filed for any improper purpose, such as to harass, cause unnecessary delay or needless increase in the cost of litigation.

I. GENERAL INFORMATION

Please fill in the following information:

1. Person objecting:

Name: Joseph L. Parkinson

Address: 123 W. Highland View Drive, Boise, Idaho 83702

telephone 342-5827 home; 368-4029 work

Briefly describe your interest in this water right:

Owner

2. Owner of the water right:

Name: Joseph L. Parkinson

Address: 123 W. Highland View Drive

Boise ID 83702

3. If this objection is filed by an attorney:

Attorney Name: _____

Attorney Address: _____

_____

Attorney Phone No.: _____

If filed by an attorney, notice of pending court proceedings will be sent to the attorney only.

II. STATEMENT OF THE OBJECTION

Please check each "box" which states your objection to the recommendation in the Director's Report.

1. ☐ Name and Address: I object to the name and/or address of the owner of the water right.

2. ☐ Source: I object to the source of water.

3. ☐ Quantity: I object to:

   a. ☐ the total quantity of water used in cubic feet per second; or

   b. ☐ the total quantity of water stored in acre-feet per year; or

   c. ☐ the total quantity of water reserved for each and every purpose, including all present and future uses.

4. ☐ Priority Date: I object to the priority date.

5. ☐ Points of Diversion: I object to the legal description of the point(s) of diversion.

6. ☐ Instream Flow: I object to the legal description of the beginning and ending points of the instream flow.

7. ☐ Purpose(s) of Use: I object to the purpose(s) of use.

8. ☒ Period of Year: I object to the period of year when water is used or is necessary for the purpose stated.

9. ☐ Place of Use: I object to:

   a. ☐ the legal description of the place of use; or

   b. ☐ the number of irrigated acres within each forty (40) acre subdivision.

10. ☐ Consumptive Use: I object to the annual volume of consumptive use.

11. ☐ Remarks: I object to the "remarks" listed with the water right.

MICROFILMED
JUL 20 1994

(Over)

12. ☐ Water Right Recommendation: I object to:

a. ☐ this water right being recommended at all; or

b. ☐ this water right not being recommended.

13. ☐ Description of Reservation: I object to the legal description of the reservation.

14. ☐ Other: I object to: _____

_____

_____

_____

_____

REASONS SUPPORTING EACH BOX CHECKED

In the space following, you must state the reason(s) by number for each box checked. You may use additional pages if necessary.

#8 I testify that the actual beneficial use and historical reputation for beneficial use in the area has been March 1 to November 15.

CHANGES TO THE DIRECTOR'S REPORT

Specifically describe how you want the Director's Report to be changed. You may use additional pages if necessary.

#8 _ Period of year for use on all these water rights should be changed to March 1 to November 15.

Please note: You should attach copies of documents which support your objection. Note on each document the "box number" it supports.

☐ Check here if you are submitting documents. Please list each document by the title and number of pages. You may use additional pages if necessary. _____

_____

_____

_____

VERIFICATION (Must be Completed)

State of Idaho

County of Ada

Joseph L. Parkinson, being first duly
(Name of person filing objection)
sworn, upon oath, deposes and says:

That I am the person or entity filing this objection, that I am a water claimant or party in this proceeding, as defined by I.C. § 42-1401A(1) and (7), and that I have read the foregoing objection, know its contents and that the statements contained therein are true to the best of my knowledge and belief.

_____
Signature of person filing objection

By: _____
(Attorney signing in representative capacity)

Subscribed and sworn to before me this 6 day of January, 1993.

_____
Notary Public for Ada
Residing at: Boise
My Commission expires: 3/94

MICROFILMED
JUL 20 1994

(Over)

INSTRUCTIONS FOR MAILING

You must mail the objection, including all attachments, to the Clerk of the Court. **FAX filings will not be accepted by the Clerk of the Court.** You must also send a copy to the owner of the water right, if other than yourself; to the Office of the Attorney General, State of Idaho; and to the United States Department of Justice, as set out below in the Certificate of Mailing. Finally, you must sign the Certificate of Mailing to show that you followed these steps.

CERTIFICATE OF MAILING

I hereby certify that on the 6 day of January, 199 3, I mailed the original and copies of the foregoing objection, including all attachments, to the following persons, by mailing the original and/or true and correct copies, postage prepaid and addressed as follows:

1. Original to:

   Clerk of the District Court
   Snake River Basin Adjudication
   253 Third Avenue North
   P.O. Box 2707
   Twin Falls, Idaho 83303-2707

2. One copy to the owner of the water right, and you must fill in the following information:

   Owner name: Joseph L. Parkinson

   Owner's address: 123 W. Highland View Drive

   Boise ID 83702

3. One copy to:

   Chief, Natural Resources Division
   Office of the Attorney General
   State of Idaho
   P.O. Box 44449
   Boise, Idaho 83711-4449

4. One copy to:

   United States Department of Justice
   Environment and Natural Resource Division
   550 West Fort Street, Box 33
   Boise, Idaho 83734

Signature of Objector or attorney mailing on Objector's behalf

OWNER CODE	NAME & ADDRESS	PRIORITY DATE	WATER USE	USE PERIOD FROM	USE PERIOD TO	DIVERSION RATE	DIVERSION VOLUME
C	JOSEPH L PARKINSON 123 WEST HIGHLAND VIEW DRIVE BOISE ID 83702 (208) 383-4029	04/01/1907	IRRIGATION	03-15	11-15	0.70 CFS	
			STOCKWATER	01-01	12-31	0.16 CFS	
					TOTAL DIVERSION:	0.70 CFS	
					CONSUMPTIVE USE:		40.9 AFA

Water Source: BATES CREEK Tributary to: PICKETT CREEK Stage: DECREED

Point(s) of Diversion: T04S R01W S29 NWSW OWYHEE County

Place of use Legal Description for: IRRIGATION

			NE				NW				SW				SE				
			NENE	NWNE	SWNE	SENE	NENW	NWNW	SWNW	SENW	NESW	NWSW	SWSW	SESW	NESE	NWSE	SWSE	SESE	
T	R	S	Lt Ac	Lt Ac	Lt Ac	Lt Ac	Lt Ac	Lt Ac	Lt Ac	Lt Ac	Lt Ac	Lt Ac	Lt Ac	Lt Ac	Lt Ac	Lt Ac	Lt Ac	Lt Ac	SUM
04S	01W	29			08					03									11.7
																	TOTAL ACRES		11.7

Place of use Legal Description for: STOCKWATER

			NE				NW				SW				SE				
			NENE	NWNE	SWNE	SENE	NENW	NWNW	SWNW	SENW	NESW	NWSW	SWSW	SESW	NESE	NWSE	SWSE	SESE	
T	R	S	Lt Ac	Lt Ac	Lt Ac	Lt Ac	Lt Ac	Lt Ac	Lt Ac	Lt Ac	Lt Ac	Lt Ac	Lt Ac	Lt Ac	Lt Ac	Lt Ac	Lt Ac	Lt Ac	
04S	01W	29			S					S									

POU County: OWYHEE

Non-Irrigation Uses: STOCKWATER, 700 HD CATTLE, 30 HORSES

Other Rights: SEE REMARKS

Remarks: RIGHT NO. 57-00047 IS ALSO DIVERTED THROUGH POINT OF DIVERSION DESCRIBED ABOVE.
0.47 CFS OF THIS RIGHT IS LIMITED TO USE FOR CONVEYANCE LOSSES IN DELIVERY OF THIS RIGHT.

Dates: Exam Made Date: 09/26/1990 Verified Date: 09/16/1992

Misc: Water District Number: 57B Field Inspection Flag:
Presumption Flag:

Comments: Date: 12/18/1991 User-ID: HOWERTON Subject: BATES CREEK POU.
BATES CREEK RIGHTS # 47 AND #77 DO NOT OVERLAP.
THEY SHARE A COMMON P/D AND DITCH.
DITCH LOSS IS FIGUED SEPARATELY SINCE EACH RIGHT IS SEPARATE IN ITSELF.
SEE THE MAP IN 57-00047.
DITCH LENGTH = 0.47 MILE.

Date: 08/24/1992 User-ID: SCHULTZ Subject: NOTICE OF ERROR (NOE)

MICROFILMED
JUL 20 199-

Comments: Date: 08/24/1992 User-ID: SCHULTZ Subject: NOTICE OF ERROR (NOE)
RECEIVED NOE 8/19/92. CHANGED NOE FLAG FROM BLANK TO A.
CLAIM VERIFIED 7/16/92. DID NOT REVERIFY ANY PART OF CLAIM.

Date: 09/16/1992 User-ID: HOWERTON Subject: CHANGES FROM NOTICE OF ERROR
WANTED TO ADD STOCKWATER USE, ORIGINAL CLAIMANT DIDN'T CLAIM ANY.

Audit: 10/30/91 HOWERTON 11/03/91 HOWERTON 11/10/91 HOWERTON 11/18/91 HOWERTON
12/18/91 HOWERTON 03/05/92 HOWERTON 07/16/92 HOWERTON 07/29/92 PR-PRODM
08/24/92 SCHULTZ 09/16/92 HOWERTON 10/13/92 CPSHAW 12/05/92 ADT-SHAW

MICROFILMED
JUL 20 1994

State of Idaho
DEPARTMENT OF WATER RESOURCES
Western Region, 2735 Airport Way, Boise, Idaho 83705-5082 - (208) 334-2190

September 25, 1992

CECIL D. ANDRUS
GOVERNOR

R. KEITH HIGGINSON
DIRECTOR

Mr. Joseph L Parkinson
123 W Highland View Drive
Boise, Id 83702

Ref: Water Right Nos: 57-00046A, 57-00046B, 57-00047, 57-00051, 57-00063, 57-00065, 57-00066, 57-00076, 57-00077, 57-00093, 57-00110, 57-00138, 57-00141, 57-00165, 57-00166, 57-00167, 57-00168, 57-00169, 57-00170, 57-00171, 57-00204, 57-00225, 57-00226, 57-00227, 57-00229, 57-02027, 57-02102, 57-02156, 57-02157, 57-02162, 57-04101, 57-07186, 57-07206, 57-07222, 57-07521, 57-10153, 57-10493, 57-10494, 57-10496, 57-10543, 57-10557, 57-10831 and 57-10832.

Dear Joseph Parkinson,

This letter is being written in response to the rights we looked at together on September 11, 1992 and response from the signing of Amended Claims in Western's Regional office September 18, 1992.

All of the above was in response from the notice of error received August 19, 1992.

The Departments standard seasons of use and volume amounts have been recommended for all the rights above with the exception of the prior Castle Creek decreed rights, that were decreed with a season of use of 4-1 to 10-15 in 1923 when the decree was finalized. The Department cannot recommend a longer season than what was previously decreed.

Copies of amended claims are enclosed that you filed Notice of Error on, reflect the Season of Use dates you requested, not the departments in most cases, this was done per your request in order to preserve your right to object to the Departments recommended standards, or to the total volume in which was also left off these amended claims for the same reason. New information that you gave that was not originally provided at the time of original field exams, either reduced or increased the acreage slightly, added or corrected points of diversion and most stockwater amounts that were not claimed by the original owner, in most cases were amended to show those amounts on the claims that you requested in the Notice of Error, received August 19, 1992.

Other claims such as 57-00076, 57-00138, 57-00226, 57-00227, 57-02027 and 57-04101 were recommended for disallowance because senior water rights cover these uses and are in excess and are therefore termed as no-beneficial use.

Claims 57-00229, 57-02156 and 57-02162 were not recommended, because these old rights were abandoned, with much overgrowth of sagebrush on the place of use.

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NOTICE of Error Ltr in 57 00046A

You may file an objection with the court for either season of use or volume amounts of the rights you filed a notice of error on with evidence as to why you feel a longer season of use is needed etc. The objection procedure will be explained completely when you receive copies of your water rights submitted to the court on October 1, 1992. This notification will be mailed at the same time the report is given to the court.

I look forward to completing all future claims with your input for Basin 55. If you have any questions concerning this letter and/or would like to look over or make copies any of the items we had previously amended, please feel free to contact me.

Sincerely,

Ron Howerton
Senior Water Agent
Adjudication Section

Enclosures: Copies of Amended Claims

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OWNER CODE	NAME & ADDRESS	PRIORITY DATE	WATER USE	USE PERIOD FROM	USE PERIOD TO	DIVERSION RATE	DIVERSION VOLUME
C	JOSEPH L PARKINSON 123 WEST HIGHLAND VIEW DRIVE BOISE ID 83702 (208) 383-4029	04/01/1907	IRRIGATION STOCKWATER	03-15 01-01	11-15 12-31	0.70 CFS 0.16 CFS	
				TOTAL DIVERSION:		0.70 CFS	
				CONSUMPTIVE USE:			40.9 AFA

Water Source: BATES CREEK Tributary to: PICKETT CREEK Stage: DECREED

Point(s) of Diversion: T04S R01W S29 NWSW OWYHEE County

Place of use Legal Description for: IRRIGATION

			NE				NW				SW				SE				
			NENE	NWNE	SWNE	SENE	NENW	NWNW	SWNW	SENW	NESW	NWSW	SWSW	SESW	NESE	NWSE	SWSE	SESE	
T	R	S	Lt Ac	Lt Ac	Lt Ac	Lt Ac	Lt Ac	Lt Ac	Lt Ac	Lt Ac	Lt Ac	Lt Ac	Lt Ac	Lt Ac	Lt Ac	Lt Ac	Lt Ac	Lt Ac	SUM
04S	01W	29			08					03									11.7
																	TOTAL ACRES		11.7

Place of use Legal Description for: STOCKWATER

			NE				NW				SW				SE				
			NENE	NWNE	SWNE	SENE	NENW	NWNW	SWNW	SENW	NESW	NWSW	SWSW	SESW	NESE	NWSE	SWSE	SESE	
T	R	S	Lt Ac	Lt Ac	Lt Ac	Lt Ac	Lt Ac	Lt Ac	Lt Ac	Lt Ac	Lt Ac	Lt Ac	Lt Ac	Lt Ac	Lt Ac	Lt Ac	Lt Ac	Lt Ac	
04S	01W	29			S					S									

POU County: OWYHEE

Non-Irrigation Uses: STOCKWATER, 700 HD CATTLE, 30 HORSES

Other Rights: SEE REMARKS

Other Water Rights with Same Point(s) of Diversion and Source:
A57-00047 A57-00077 R57-00047 R57-02004

Other Water Rights Listing Overlapping Place(s) of use:
A57-00077 R57-02004

Remarks: RIGHT NO. 57-00047 IS ALSO DIVERTED THROUGH POINT OF DIVERSION DESCRIBED ABOVE.
0.47 CFS OF THIS RIGHT IS LIMITED TO USE FOR CONVEYANCE LOSSES IN DELIVERY OF THIS RIGHT.

Dates: Exam Made Date: 09/26/1990 Verified Date: 09/16/1992

Misc: Water District Number: 57B Field Inspection Flag:
Presumption Flag:

Comments: Date: 12/18/1991 User-ID: HOWERTON Subject: BATES CREEK POU.
BATES CREEK RIGHTS # 47 AND #77 DO NOT OVERLAP.

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OCT 07 1992

THEY SHARE A COMMON P/D AND DITCH.
DITCH LOSS IS FIGUED SEPARATELY SINCE EACH RIGHT IS SEPARATE IN
ITSELF.
SEE THE MAP IN 57-00047.
DITCH LENGTH = 0.47 MILE.

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Audit: 09/16/92 HOWERTON

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OCT 07 1992

State of Idaho
DEPARTMENT OF WATER RESOURCES

Western Region, 2735 Airport Way, Boise, Idaho 83705-5082 - (208) 334-2190

CECIL D. ANDRUS
GOVERNOR

R. KEITH HIGGINSON
DIRECTOR

August 31, 1991

Joseph L Parkinson
123 West Highland View Drive
Boise Id 83702

Dear Mr. Parkinson,

We are currently reviewing and preparing your Notices of Claim for Owyhee County. Some of which, that a question arose concerning the flow rates claimed in excess of the Departments of 1" per acre, for the acres claimed.

The following Decreed claims of this nature are; A57-00046, A57-00047, A57-00051, A57-00063, A57-00065, A57-00066, and A57-00076. Other claims that are for portions of same place of use are A57-02027 and A57-04101.

After a field exam was conducted, we found that 145.8 acres have been irrigated rather than 254.8 acres claimed. The CFS claimed is a total of 17.03 CFS (851.5 inches of water) which is approximately 3.5 inches per acre. The 145.8 acres that we found, when computed is 2.92 CFS (145.8 inches of water).

Idaho water law states that the normal duty of water in Idaho be limited to 1 inch of water per acre, unless it can be shown that more water is needed. In order to determine if more water is necessary, the enclosed Irrigation Flow Rate Questionnaire must be completed.

We are currently recommending the following, adding ditch loss:

"EXHIBIT A"

Claim No.	Acres	Inches	CFS	Ditch Loss	Total CFS
63 & 66	~~75.5~~	~~75.5~~	1.51	~~0.98~~	~~2.49~~
47,51 & 77	37.3	37.3	0.75	1.66	2.41
46 & 65	33.0	33.0	0.66	0.37	1.03
TOTALS....	**145.8**	**145.8**	**2.92**	**3.01**	**5.93**

The **added** ditch loss increases the normal 2.92 CFS to **5.93 CFS** and the normal inches are increased from 145.8 to **296.5 inches.**

If the excessive flow sheet shows that more than 1 inch per acre is needed then these claims will be recommended up to the total needed beginning with earliest priority date claim. Once the total is reached, however, the remaining claims may be disallowed.

Due to the upcoming deadline date for this area, this excessive flow sheet must be completed and received **no later** than **November 15, 1991.**

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If we do not receive this form, or the form does not show that **more** than the 1 inch per acre is needed with the ditch loss that we are recommending, then these claims will be recommended as set forth in **"EXHIBIT A"** above.

If you agree that the amounts set forth in "EXHIBIT A" are adequate, then it is not necessary to return the form.

Sincerely,

Ron Howerton

Ron Howerton
Sr. Water Agent

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OCT 07 1992

ADJUDICATION CLAIM CHECKLIST

NOTICE OF CLAIM NO. A57-00077

WR ELEMENT	FIELD EXAM Y/N-IF NO, DO OFFICE VERIFICATION	FIELD EXAM OR IN-OFFICE VERIFICATION WHOM/DATE	CLAIM VERIFIED BY CODE (SEE BELOW)	CLAIMANT CONTACT NEEDED - Y/N**	REVIEW COMPLETED WHOM/DATE	"R" RECORD
PRIORITY*	N	Rdh 9/26/90	6	N		
PT. OF DIV.	Y		1,2,5	N		DATA ENTRY COMPLETED
SOURCE	N		6	N		BY ____ DATE ____
PL. OF USE	Y		2,5	N		FINAL RECOMMENDATION
DIV. AMOUNT CFS/AF	Y		5	Y		BY ____ DATE ____
CONSUMPTIVE USE	N		5	N		
NATURE OF USE	N		6	N		
PERIOD OF USE	N		6	N		
BASIS OF CLAIM	N		6	N		
REMARKS	N		5	N		

*IF REQUIRED HAS EVIDENCE OF PRIORITY BEEN SUBMITTED - YES ____ NO ____.

**IF CLAIMANT CONTACT IS NEEDED, COMPLETE CLAIMANT CONTACT CHECKLIST AND ATTACH.

VERIFICATION CODES

TOPO MAP/ORTHOPHOTO = 1
ASCS MAP = 2
WATERMASTER RECORDS = 3
NAPP PHOTOS = 4
FIELD EXAM = 5
OTHER(SEE COMMENTS) = 6

COMMENTS: SAME AS CLAIM
MAP IS IN FILE A57-00047
PHOTO'S " " "

MICROFILMED OCT 07 1992

GENERAL INFORMATION

CLAIM NUMBER: A57-00077

LAST: PICKETT CREEK RANCH FIRST:
ADDRESS: TOM BACHMAN, MANAGER
HC 79, BOX 2105
CITY: OREANA STATE: ID ZIP: 83659
PHONE NUMBER: 208-834-2698

OWNER CODE: O

LAST: PARKINSON FIRST: JOSEPH L.
ADDRESS: 123 WEST HIGHLAND VIEW DRIVE
CITY: BOISE STATE: ID ZIP: 83702
PHONE NUMBER: 208-383-4029

OWNER CODE: C

LAST: LINEHAN FIRST: NORA
ADDRESS:
CITY: OREANA STATE: ID ZIP: 83659
PHONE NUMBER: 208-000-0000

OWNER CODE: O

LAST: PICKETT CREEK RANCH FIRST:
ADDRESS: AL LEFFLER, OWNER
HC 79, BOX 2105
CITY: OREANA STATE: ID ZIP: 83659
PHONE NUMBER: 208-834-2698

OWNER CODE: O

	DATABASE	FIELD EXAMINER
FIELD EXAM REQUIRED?		
VERIFICATION REQUIRED DUE TO REMARKS?	N	

NO REMARKS IN CLAIM

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OCT 07 1992

FIELD EXAMINATION INFORMATION

CLAIM NUMBER: A57-00077

CONTACT PERSON: Russ Rutan PHONE NUMBER: (___) ___-____

DATE OF FIELD EXAM: 9/26/90 APPOINTMENT MADE: Y(___) N(___) TIME: ___:___ A(___) P(___)

ACCOMPANIED BY: ABOVE PHONE NUMBER: (___) ___-____

RELATIONSHIP TO CLAIMANT: MANAGER

DIRECTIONS TO PROPERTY / REMARKS:

MICROFILMED
OCT 07 1992

CLAIM NUMBER: A57-00077

A. AJ CLAIM: # A57-00077 PRIORITY DATE: 04-01-1907 STAGE: D

B. WR RECORD: # 57-00077 PRIORITY DATE: 04-01-1907 STAGE: D

C. FIELD EXAM REQUIRED?

	DATABASE	FIELD EXAMINER
DUE TO PRIORITY DATE DISCREPANCY? (Y/N)	N	_____

ARE THERE OBVIOUS REASONS TO QUESTION THE PRIORITY DATE CLAIMED? Y(__) N(✓)
IF YES EXPLAIN.

REMARKS: _____

RECOMMENDED PRIORITY DATE:
04-01-1907

REVIEWED BY Rch DATE 11-2-91

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POINT OF DIVERSION REVIEW SHEET

CLAIM NUMBER: A57-00077

A. AJ CLAIM POINT OF DIVERSION AND SOURCE:

RIGHT	TWP.	RGE.	SEC.	1/4	1/4	1/4	LOT	CNTY
A57-00077	04S	01W	29		NW	SW		OWYHEE

OTHER AJ CLAIMS WITH SAME AJ POD

A PREFIX	R PREFIX
A57-00047	R57-00047

WR RECORDS IN SAME 40 ACRE TRACT

57-02004

SOURCE: BATES CREEK TRIB: PICKETT CREEK

B. WR POINT OF DIVERSION AND SOURCE:

5700077 THERE IS NO POD ASSOCIATED WITH THIS WATER RIGHT NUMBER

SOURCE: BATES CREEK TRIB: PICKETT CREEK

C. FIELD EXAM REQUIRED?

	DATABASE	FIELD EXAMINER
DUE TO POD DISCREPANCY? (Y/N)	Y	RdL
DUE TO SOURCE DISCREPANCY? (Y/N)	N	

REMARKS:

DECREE DID NOT LIST P/D

MICROFILMED OCT 07 1992

CLAIM NUMBER: A57-00077

RECOMMENDED POINT(S) OF DIVERSION AND SOURCE:

TWP.	RGE.	SEC.	1/4	1/4	1/4	LOT	COUNTY
45	1W	29		NW	SW		OWY

SOURCE: BATES CREEK TRIB: PICKETT CREEK

REVIEWED BY: RJH DATE: 11-2-91

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OCT 07 1992

PLACE OF USE REVIEW SHEET

CLAIM NUMBER: A57-00077

A. ROOT WATER RIGHT NUMBERS: A57-00077
R57-00077

B. POU LISTING

TWP	RNG	SEC	1/4	1/4	LOT	NAME	AJ #/ACRES	WR #/ACRES	LANDSAT DATA	FIELD EXAM.	RECOMM. ACRES
04S	01W	29	SW	NE		PARKINSON , JOSEPH L.	A57-00077 /18.0	57-00077 /	23.0		8.2
			SW	NE		PARKINSON , JOSEPH L	R57-00077 / 8.2	- /			
			SW	NE		LINEHAN , NORA		57-02004 /27.0			
			SW	NE		PARKINSON , JOSEPH L.		T51-02192B / 8.2			
04S	01W	29	SE	NW		PARKINSON , JOSEPH L.	A57-00077 / 7.0	57-00077 /	22.0		3.5
			SE	NW		PARKINSON , JOSEPH L	R57-00077 / 3.5	- /			
			SE	NW		LINEHAN , NORA		57-02004 /13.0			
			SE	NW		PARKINSON , JOSEPH L.		T51-02192B / 3.5			
			TOTAL ACRES			A57-00077	25.00		45.00		11.7

ARE IRRIGATED ACRES FOUND IN TRACTS OTHER THAN INDICATED ABOVE, Y( ) N(X)
IF YES SEE ATTACHED SHEET:

C. FIELD EXAM REQUIRED?

DUE TO POU DISCREPANCY? (Y/N) DATABASE Y FIELD EXAMINER RCh

PRESUMPTION FLAG:

REMARKS:

FOUND LESS ACRES THAN CLAIMED

RECOMMENDATIONS:

TOTAL ACRES: 11.7

REVIEWED BY: RCh DATE: 11-2-91

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OCT 07 1992

OVERLAP REVIEW SHEET FOR THE FOLLOWING WR #'s: 57 - 00047 57 - 00051

AGENT Ron DATE _____ 57 - 00077 ___ - _____

OVERLAP

USE/SOURCE	NUMBER	TNS	RNG	SEC	NE				NW				SW				SE				TOTAL	SYSTEM TOTAL
					NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE		
Pickett	51	4S	1W	28							2.1			4.5							6.6	
				29			2.2										7.8		3.1	2.1	15.2	
				32					4.9		3.2										8.1	29.9
							OVERLAP				OVERLAP			OVERLAP								

USE/SOURCE	NUMBER	TNS	RNG	SEC	NE				NW				SW				SE				TOTAL	SYSTEM TOTAL
					NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE		
Bates	47	4S	1W	28							2.1			4.5							6.6	
				29				9.1													9.1	15.7
											OVERLAP			OVERLAP								

USE/SOURCE	NUMBER	TNS	RNG	SEC	NE				NW				SW				SE				TOTAL	SYSTEM TOTAL
					NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE		
Bates	77	4S	1W	29			8.2					3.5									11.7	11.7
					NO OVERLAP, SEPARATE																	
					ACRES FROM #'S 47 & 51																	

USE/SOURCE	NUMBER	TNS	RNG	SEC	NE				NW				SW				SE				TOTAL	SYSTEM TOTAL
					NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE		
COMBINED ACRES OF 47 & 51		4S	1W	28							2.1			4.5							6.6	
				29				9.1									7.8		3.1	2.1	22.1	
				32					4.9		3.2										8.1	36.8

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PURPOSES REVIEW SHEET

CLAIM NUMBER: A57-00077

A. AJ CLAIMED USES:

	PURPOSES	MONTH/DAY	DIVERSION QUANTITY
A57-00077	IRRIGATION	FROM 03-15 TO 11-15	1.740 CFS
	TOTAL DIVERSION RATE/VOLUME CLAIMED		1.740 CFS

B. WR RECORDED USES:

	PURPOSES	MONTH/DAY		DIVERSION QUANTITY
57-00077	IRRIGATION	FROM	TO	1.740 CFS
57-00077	DOMESTIC	FROM	TO	1.740 CFS
57-00077	STOCKWATER	FROM	TO	1.740 CFS
	TOTAL DIVERSION RATE/VOLUME CLAIMED			1.740 CFS

PRESUMPTION FLAG:

C. FIELD EXAM REQUIRED?

	DATABASE	FIELD EXAMINER
DUE TO WATER-USE DISCREPANCY? (Y/N)	Y	Reh
DUE TO DIVERSION RATE DISCREPANCY? (Y/N)	Y	Reh
DUE TO PERIOD FROM/TO DISCREPANCY? (Y/N)	Y	Reh

D. PERIOD OF USE:

RECOMMEND AS CLAIMED? Y(✓) N(___)

RECOMMEND TO WR STANDARDS OR OTHER? Y(___) N(___) Explain in remarks, below.

REMARKS:

PERIOD OF USE NOT LISTED ON OLD DECREE

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DIVERSION AMOUNT REVIEW SHEET

CLAIM NUMBER: A57-00077

A. DOES DIVERSION RATE CLAIMED AGREE WITH EXISTING RECORDS? Y(___) N(___)

AJ TOTAL CLAIMED DIVERSION RATE: 1.740 CFS
WR ROOT RIGHT TOTAL DIVERSION RATE: 1.740 CFS

*** IF NO or IF STATUTORY CLAIM or BENEFICIAL USE then flow measurement required. ***
** If an amount smaller than the original diversion rate is **
** claimed and an exam is NOT required, explain in remarks. **

FLOW MEASUREMENT REQUIRED?	DATABASE	FIELD EXAMINER
DUE TO STAGE OR DIVERSION RATE DISCREPANCY? (Y/N)	N	_____

B. FLOW MEASUREMENT

MEASUREMENT METHOD MANNING, SEE ATTACHED CALCULATIONS. DUE TO DITCH LOSS SEE A57-00047

C. ARE OTHER WATER RIGHTS USED? Y(Y) N(__) IF YES COMPLETE OVERLAP REVIEW. IN THIS FILE, SEE MAP IN 57-00047

OTHER RIGHTS LISTED IN CLAIM: A57-00047(BATES CK.).

LIST ALL RIGHTS WITH A SAME POU AND IRRIGATION USAGE:

CLAIM NO.	SOURCE	NAME	DIV. RATE	DIV. RATE/ACRE	DIV. VOL.	DIV. VOL./ACRE
A57-00077	BATES CREEK	PARKINSON , JOSEPH L.	1.740	0.069		
R57-00077	BATES CREEK	PARKINSON , JOSEPH L	0.700	0.059		

NO RIGHTS WITH SAME POU BUT NOT USED FOR IRRIGATION

MICROFILMED OCT 07 1992

ESTIMATING CONVEYANCE LOSS

FIELD EXAMINER: RON HOWERTON

FIELD EXAM DATE: 9-26-90

FOR CLAIM(S) 57-00077 (REACH 1)

_____

_____

FORMULA: S= (W)(i)(0.667)

Where: S2= Loss in CFS per Mile
W = The top width of the high water mark in feet
i = The loss rate in feet per day (see table)
0.0667 is a factor used to convert to CFS per mile

TABLE:

Type of Soil	Loss Rate i (Ft/Day)
Medium clay loam.....	0.5 to 1.5
Impervious clay.....	0.5
Medium soils.....	1.0
Somewhat pervious soils....	1.5 to 2.0
Gravel.....	2.5 to 5.0

WORK SHEET

S1 = (4.425 FT) i = (2 FT/DAY)(0.0667)

S2 = .590295 CFS/MILE

CONVEYANCE LOSS = (S2) (LENGTH OF DITCH IN MILES)

CONVEYANCE LOSS = (.590295 CFS/MILE)(0.79 MILE)

CONVEYANCE LOSS = **0.47 CFS**

TOP OF DITCH = W

Section 1 = 5.13
Section 2 = 3.72
Section 3 = _____

Total.... = 8.85

/2or 3... = 4.425 = S1

MAP MEASUREMENT

Length in Inches = 6.3 = A

Map Scale: 8 In.= 1 Mile = B

A/X : B/5,280 = Ft./5,280 = Mile

$6.3/X : 8/5280 = 4150/5280$

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OCT 07 1992

D. RATE/VOLUME CALCULATIONS: (IRRIGATION)

1a. IRRIGATION RATE
ACRES 11.7 x 0.02 CFS/ACRE = 0.23 CFS
(Taken from p/u review)

DOES AMOUNT CLAIMED EXCEED 0.02 CFS/ACRE? Y(X) N(__)

*** IF YES ADDITIONAL WATER USE FORM FILED AND ATTACHED? Y(__) N(__) ***

1b. CALCULATIONS
(SEE DITCH LOSS PAGE)

.23 CFS
+.47 CFS (DITCH LOSS)
TOTAL THIS CLAIM = 0.70 CFS

2. IRRIGATION CONSUMPTIVE USE

CLAIMED CONSUMPTIVE USE = AF/A

ACRES 11.7 x CONSUMPTIVE VOL. AF/A FOR AREA 3.5 =

TOTAL CONSUMPTIVE USE 40.95 AF/A

3. IRRIGATION DIVERSION VOLUME

CLAIMED DIVERSION VOLUME = AF/A

ACRES _____ x DIVERSION VOL. AF/A FOR AREA _____ =

TOTAL DIVERSION VOLUME _____ AF/A

4. CALCULATIONS FOR USES OTHER THAN IRRIGATION:

SEE ATTACHED SHEET? Y(___) N(___)

REMARKS: (Include limitations on CONSUMPTIVE USE for combined rights.)
NO-OVERLAP IN POW WITH 57-00047 OR 57-00051

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OCT 07 1992

RECOMMENDATIONS:

	REC. PURPOSES	REC. PERIOD FROM	REC. PERIOD TO	REC. DIV RATE CFS DATABASE	REC. DIV RATE CFS EXAMINER	REC. DIV VOL. AF/A DATABASE	REC. DIV VOL. AF/A EXAMINER	REC. CONS. USE DATABASE	REC. CONS. USE EXAMINER
	IRRIG	03-15	11-15		0.7				40.95
* ADD:	STOCKWATER	1/1	12-31		0.16				
TOTAL FOR THIS RIGHT					0.7				40.95

REVIEWED BY: RDH DATE: 11-2-91

* AMENDED CLAIM

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OCT 07 1992

A. CHECK ONLY THE FOLLOWING THAT APPLY:

	ACCEPTED AS CLAIMED	NEEDS REVIEW
OWNERSHIP	(✓)	( )
FORFEIT/ABANDON	( )	( )
ADDITIONAL DIV. AMOUNT	( )	( )

B. SPLIT WATER RIGHT REVIEW

ROOT WATER RIGHT NUMBER: 57-00077

TOTAL DIVERSION RATE OF WR SPLITS — DATABASE 1.740 — EXAMINER _____ CFS

SPLITS:

OLD RIGHT NUMBERS	CURRENT CLAIM NUMBERS	DIVERSION RATE	CURRENT "R" CLAIM NUM.	"R" DIV. RATE	WR RIGHT NUMBERS	DIVERSION RATE
-	A57-00077	1.740	R57-00077	0.700	57-00077	1.740
	TOTAL CFS	1.740		0.700		1.740

DIVERSION RATE REVIEW

	DATABASE	FIELD EXAMINER
DO THE SUM CFS RATE OF THE SPLITS EQUAL THE ROOT RIGHT CFS RATE? (Y/N)	Y	RdH
IF NO, is the written review sheet attached? (Y/N)		

REMARKS:

This claim contains 0.47 cfs in ditch loss.

==========

AUTHENTICATION:

SIGNATURE: Ron Howerton DATE: 11-2-91

NAME OF FIELD EXAMINER: RON HOWERTON TITLE: SR WATER AGENT

==========

MICROFILMED OCT 07 1992

State of Idaho
DEPARTMENT OF WATER RESOURCES
1301 North Orchard Street, Statehouse Mail, Boise, Idaho 83720 -(208) 327-7900

CECIL D. ANDRUS
GOVERNOR
R. KEITH HIGGINSON
DIRECTOR

April 23, 1990

Joseph L. Parkinson
123 West Highland View Drive
Boise, ID 83702

RE: Snake River Basin Adjudication (SRBA)
Owyhee County, Claims #A57-00046, A57-00047, A57-00051, A57-00065, A57-00077 & A57-00068

Dear Mr. Parkinson:

Notice of the change in ownership of the above-referenced water rights has been received. The Claim to Water Rights records of the Department have been changed to reflect such notice.

Claims prepared from the Agency's computer are enclosed for your review and records. If you find the address is incorrect, please contact us.

Yours truly,

Donald V. Shaff
Manager, Adjudication Section

DVS:sf:state
Enclosures:
Claims Referenced Above

MICROFILMED
OCT 07 1992

WARRANTY DEED

For Value Received

PICKETT CREEK RANCH, a partnership, and ALLEN L. LEFFLER and IRENE LEFFLER, husband and wife

the grantors, do hereby grant, bargain, sell and convey unto

JOSEPH L. PARKINSON, a single man

the grantee, whose current address is, 123 West Highland View Drive, Boise, ID 837(the following described premises, to-wit:

IN TOWNSHIP 4 SOUTH, RANGE 1 WEST, B. M., OWYHEE COUNTY, IDAHO
Section 21: S½SE¼
Section 22: SW¼SW¼, S½NE¼NW¼SW¼, S½NW¼SW¼
Section 28: NW¼NE¼, E½NW¼, SW¼NW¼, NW¼SW¼
Section 29: S½NE¼, SE¼NW¼, E½SE¼, SW¼SE¼
Section 32: NW¼NE¼, E½NW¼, SW¼NW¼, NW¼SW¼

IN TOWNSHIP 6 SOUTH, RANGE 3 WEST, B. M., OWYHEE COUNTY, IDAHO
Section 13: S½SW¼
Section 14: SE¼SE¼
Section 23: E½E½
Section 24: W½, SW¼SE¼
Section 25: W½W½
Section 26: E½NE¼, SW¼NE¼, S½NW¼, N½SW¼, SE¼SW¼, SE¼

Together with all grazing rights on public lands appurtenant thereto whether active or suspended, including but not limited to Hart Creek - Allotment #00532, North Castle - Allotment #00533 and Fossil Butte - Allotment #00535.

Together with all water and water rights appurtenant thereto including, but not limited to, water licenses 57-00046, 57-00047, 57-00051, 57-00065, 57-00068 and 57-00077.

SUBJECT TO exceptions and reservations contained in patents from the United States.

SUBJECT TO all easements, restrictions and reservations of record and of use.

TO HAVE AND TO HOLD the said premises, with their appurtenances unto the said Grantee, his heirs and assigns forever. And the said Grantor do es hereby covenant to and with the said Grantee, that they are the owners in fee simple of said premises; that said premises are free from all incumbrances except taxes and assessments for the year 1989 and subsequent years.

and that they will warrant and defend the same from all lawful claims whatsoever.

Dated: November 29, 1989

Pickett Creek Ranch, a partnership
By: _____
Allen L. Leffler, partner

_____
Irene Leffler, individually

_____
Allen L. Leffler, individually

By: _____
Allen L. Leffler, Attorney in fact

STATE OF IDAHO, COUNTY OF Owyhee
On this 29th day of November, 1989, before me, a notary public in and for said State, personally appeared Allen L. Leffler

known to me to be the person who name is subscribed to the within instrument, and acknowledged to me that he executed the same.

_____ Notary Public
Residing at , Idaho
Comm. Expires

STATE OF IDAHO } ss.
COUNTY OF Owyhee }
On this 29th day of November in the year 19 89, before me, a Notary Public, personally appeared Allen L. Leffler
known or identified to me to be (one of) the partner(s) in the partnership of Pickett Creek Ranch
and the partner(s) who subscribed said partnership name to the foregoing instrument, and acknowledged to me that they executed the same in said partnership name.

_____
Notary Public
Residing at Wilder, Idaho

MICROFILMED 1992

Printed and For Sale By Syms-York Company, Boise

MICROFILMED
OCT 07 1992

201107

FILED-RECORDED

Nov 30 10 24 AM '89

BARBARA JAKO
OWYHEE COUNTY RECORDER
BY C. Blackburn
DEPUTY

REQUEST OF
O.C.T.
FEE 6.00
INDEXED
MICROFILMED

STATE OF IDAHO
COUNTY OF Owyhee } ss.

On this 29th day of November in the year 19 89, before me, a Notary Public, personally appeared Allen L. Leffler known or identified to me to be the person whose name is subscribed to the within instrument as the attorney in fact of Irene Leffler and acknowledged to me that he subscribed the name of Irene Leffler thereto as principal, and his (XX) own name as attorney in fact.

Notary Public
Residing at Wilder, Idaho

IN THE DISTRICT COURT OF THE FIFTH JUDICIAL DISTRICT OF THE STATE OF IDAHO,
IN AND FOR THE COUNTY OF TWIN FALLS

IN RE THE GENERAL ADJUDICATION OF RIGHTS TO THE USE OF WATER FROM THE SNAKE RIVER BASIN WATER SYSTEM.

CIVIL CASE NUMBER: 39576

Ident. Number: A57-00077
Date Received: 1/12/1989
Receipt No: W001936
Received By: _____

AMENDED **NOTICE OF CLAIM TO A WATER RIGHT ACQUIRED UNDER STATE LAW** **AMENDED**

1. Name: JOSEPH L PARKINSON 208-383-4029
   Address: 123 WEST HIGHLAND VIEW DRIVE
   BOISE ID 83702

2. Date of Priority: APR 1, 1907

3. Source: BATES CREEK Trib. to: PICKETT CREEK

4. Point of Diversion:

Township	Range	Section	1/4 of	1/4 of	1/4	Lot	County
04S	01W	29		NW	SW		OWYHEE

5. Description of diverting works:
   SMALL DIVERSION DAMS WITH DITCHES FOR GRAVITY IRRIGATION.

6. Water is used for the following purposes:

Purpose	From	To	C.F.S	(or)	A.F.A.
IRRIGATION	~~03/15~~ 3/1	11/15	0.700		
STOCKWATER	01/01	12/31	0.160		

7. Total Quantity Appropriated is:
   0.700 C.F.S. (and/or) A.F.A.

8. Total consumptive use is 40.9 Acre Feet Per Annum.

9. Non-irrigation uses:
   STOCKWATER, 700 HD CATTLE, 30 HORSES

10. Place of Use:

Township	Range	Section	1/4 of	1/4	Lot	Use	Acres
04S	01W	29	SW	NE		IRR	8.2
			SW	NE		STOCK	
			SE	NW		IRR	3.5

MICROFILMED
OCT 07 1992

10. Place of Use: Continued

Township	Range	Section	1/4 of 1/4		Lot	Use	Acres
04S	01W	29	SE	NW		STOCK	
						Section Acres	11.7
						Total Acres	11.7

11. Place of use in counties: OWYHEE

12. Do you own the property listed above as place of use? YES

13. Other Water Rights Used:
SEE REMARKS

14. Remarks:

15. Basis of Claim: DECREED

Case Number:

Court :

Decree date: / /

J. M. NEIL
Decree Plaintiff

vs

MICHAEL HYDE ET. AL.
Decree Defendant

16. Signature(s)

(a.) By signing below, I/We acknowledge that I/We have received, read and understand the form entitled "How you will receive notice in the Snake River Basin Adjudication." (b.) I/We do ____ do not ____ wish to receive and pay a small annual fee for monthly copies of the docket sheet.

Number of attachments: _____

MICROFILMED
OCT 07 1992

For Individuals:

I/We do solemnly swear or affirm that the statements contained in the foregoing document are true and correct.

Signature of Claimant(s): _____ Date: Sept 18, 1992

_____ Date: _____

State of Idaho)
) SS.
County of ADA)

Subscribed and sworn (or affirmed) before me this 18 day of Sept 19 92

Ron Howerton
Notary Public

Seal

Residing at Ron Howerton
Residing at Boise, Idaho

My Commission Expires: ~~My Commission Expires December 8, 1994~~

MICROFILMED
OCT 07 1992

IN THE DISTRICT COURT OF THE FIFTH JUDICIAL DISTRICT OF THE STATE OF IDAHO,
IN AND FOR THE COUNTY OF TWIN FALLS

IN RE THE GENERAL ADJUDICATION
OF RIGHTS TO THE USE OF WATER FROM
THE SNAKE RIVER BASIN WATER SYSTEM.

CIVIL CASE NUMBER: 39576

Ident. Number: **A57-00077**
Date Received: 1/12/1989
Receipt No: W001936
Received By: _____

AMENDED **NOTICE OF CLAIM TO A WATER RIGHT ACQUIRED UNDER STATE LAW** **AMENDED**

1. Name: JOSEPH L PARKINSON 208-383-4029
   Address: 123 WEST HIGHLAND VIEW DRIVE
   BOISE ID 83702

2. Date of Priority: APR 1, 1907

3. Source: BATES CREEK Trib. to: PICKETT CREEK

4. Point of Diversion:

Township	Range	Section	1/4 of 1/4 of 1/4	Lot	County
04S	01W	29	NW SW		OWYHEE

5. Description of diverting works:
   SMALL DIVERSION DAMS WITH DITCHES FOR GRAVITY IRRIGATION.

6. Water is used for the following purposes:

Purpose	From	To	C.F.S	(or)	A.F.A.
IRRIGATION	01/01	11/15	0.700		
STOCKWATER	01/01	12/31	0.160		

7. Total Quantity Appropriated is:
   0.700 C.F.S. (and/or) A.F.A.

8. Total consumptive use is 40.9 Acre Feet Per Annum.

9. Non-irrigation uses:
   STOCKWATER, 700 HD CATTLE, 30 HORSES

MICROFILMED
OCT 07 1992

10. Place of Use:

Township	Range	Section	1/4 of 1/4	Lot	Use	Acres
04S	01W	29	SW NE		IRR	8.2
			SW NE		STOCK	
			SE NW		IRR	3.5

10. Place of Use: Continued

Township	Range	Section	1/4 of 1/4	Lot	Use	Acres
04S	01W	29	SE NW		STOCK	

Section Acres 11.7

Total Acres 11.7

11. Place of use in counties: OWYHEE

12. Do you own the property listed above as place of use? YES

13. Other Water Rights Used:

14. Remarks:

15. Basis of Claim: DECREED

Case Number:

Court :

Decree date: / /

J. M. NEIL
Decree Plaintiff

vs

MICHAEL HYDE ET. AL.
Decree Defendant

16. Signature(s)

(a.) By signing below, I/We acknowledge that I/We have received, read and understand the form entitled "How you will receive notice in the Snake River Basin Adjudication." (b.) I/We do ____ do not ____ wish to receive and pay a small annual fee for monthly copies of the docket sheet.

Number of attachments: _____

For Individuals:

I/We do solemnly swear or affirm that the statements contained in the foregoing document are true and correct.

Signature of Claimant(s): _____ Date: _____

_____ Date: _____

MICROFILMED
OCT 07 1992

State of Idaho)
) SS.
County of _____)

Subscribed and sworn (or affirmed) before me this _____ day

of _____ 19 _____

_____
Notary Public

Seal

Residing at _____

My Commission Expires _____

MICROFILMED
OCT 07 1992

IN THE DISTRICT COURT OF THE FIFTH JUDICIAL DISTRICT OF THE STATE OF IDAHO,
IN AND FOR THE COUNTY OF TWIN FALLS

IN RE THE GENERAL ADJUDICATION
OF RIGHTS TO THE USE OF WATER FROM
THE SNAKE RIVER BASIN WATER SYSTEM.

CIVIL CASE NUMBER: 39576

Ident. Number: A57-00077
Date Received: 1/12/1989
Receipt No: W001936
Received By: _____

NOTICE OF CLAIM TO A WATER RIGHT
ACQUIRED UNDER STATE LAW

1. Name: JOSEPH L. PARKINSON 208-383-4029
   Address: 123 WEST HIGHLAND VIEW DRIVE
   BOISE, ID 83702

2. Date of Priority: APR 01, 1907

3. Source: BATES CREEK Trib. to: PICKETT CREEK

4. Point of Diversion:

Township	Range	Section	1/4 of 1/4 of 1/4	Lot	County
04S	01W	29	NW SW		OWYHEE

5. Description of diverting works:
   SMALL DIVERSION DAMS WITH DITCHES FOR GRAVITY IRRIGATION.

6. Water is used for the following purposes:

Purpose	From	To	C.F.S	(or)	A.F.A.
IRRIGATION	03/15	11/15	1.740		

7. Total Quantity Appropriated is:
   1.740 C.F.S. (and/or) A.F.A.

8. Total consumptive use is Acre Feet Per Annum.

9. Non-irrigation uses:
   INSTREAM STOCKWATERING.

10. Place of Use:

Township	Range	Section	1/4 of 1/4	Lot	Use	Acres
04S	01W	29	SW NE		IRR	18.0
			SE NW		IRR	7.0

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OCT 07 1992

10. Place of Use: Continued

Township	Range	Section	1/4 of 1/4	Lot	Use	Acres
					Section Acres	25.0
					Total Acres	25.0

11. Place of use in counties: OWYHEE

12. Do you own the property listed above as place of use? YES

13. Other Water Rights Used:
A57-00047(BATES CK.).

14. Remarks:

15. Basis of Claim: DECREED

Case Number:

Court :

Decree date:

J. M. NEIL
Decree Plaintiff

vs

MICHAEL HYDE ET. AL.
Decree Defendant

16. Signature(s)

(a.) By signing below, I/We acknowledge that I/We have received, read and understand the form entitled "How you will receive notice in the Snake River Basin Adjudication." (b.) I/We do ____ do not ____ wish to receive and pay a small annual fee for monthly copies of the docket sheet.

Number of attachments: _____

For Individuals:

I/We do solemnly swear or affirm that the statements contained in the foregoing document are true and correct.

Signature of Claimant(s): _____ Date: _____

_____ Date: _____

MICROFILMED
OCT 07 1992

State of Idaho)
) SS.
County of _____)

Subscribed and sworn (or affirmed) before me this _____ day

of _____ 19 _____

_____
Notary Public

Seal

Residing at _____

My Commission Expires _____

MICROFILMED
OCT 07 1992

Owner

CHANGE IN OWNERSHIP OF NOTICE OF CLAIM

[ ] Water Right Number(s): A57-00046, A57-00047, A57-00051, A57-00068 & A57-00077

[ ] Name and Address of Former Claimant: Pickett Creek Ranch/Al Leffler

HC 79 Box 2105

Oreana ID 83650

[ ] New Claimant(s): Joseph L. Parkinson

[ ] New Mailing Address: 123 West Highland View Drive

Bosie ID 83702

New Telephone Number: (208) 383-4029

[ ] Does the change in ownership result in a splitting of the water right claimed? _____ yes __X__ no

If yes, then describe the portion of the water right that is now claimed by the new owner:

[ ] Attach proof of ownership
Describe proof attached: Warranty Deed

[ ] Signature of New Claimant(s): Joseph L. Parkinson

Joseph L. Parkinson

Date: Feb 15, 1990

FOR IDWR USE ONLY:
Initial Review and Data-Entry
Date: By:
Further Action Needed:
Further Action Taken
Date: By:
Final Review and Data-Entry
Date: By:
Claim Numbers of Split, if any:

RECEIVED
FEB 20 1990
Department of Water Resources

MICROFILMED
OCT 07 1992

IN THE DISTRICT COURT OF THE FIFTH JUDICIAL DISTRICT OF THE STATE OF IDAHO,
IN AND FOR THE COUNTY OF TWIN FALLS

IN RE THE GENERAL ADJUDICATION
OF RIGHTS TO THE USE OF WATER FROM
THE SNAKE RIVER BASIN WATER SYSTEM.

CIVIL CASE NUMBER: 39576

Ident. Number: A57-00077
Date Received: 1/12/1989
Receipt No: W001936 ($75)
Received By:

NOTICE OF CLAIM TO A WATER RIGHT
ACQUIRED UNDER STATE LAW

1. Name: PICKETT CREEK RANCH 208-834-2698
   Address: AL LEFFLER, OWNER
   HC 79, BOX 2105
   OREANA, ID 83659

   Name: PICKETT CREEK RANCH 208-834-2698
   Address: TOM BACHMAN, MANAGER
   HC 79, BOX 2105
   OREANA, ID 83659

2. Date of Priority: APR 01, 1907

3. Source: BATES CREEK Trib. to: PICKETT CREEK

4. Point of Diversion:

Township	Range	Section	1/4 of 1/4 of 1/4	Lot	County
04S	01W	29	NW SW		OWYHEE

5. Description of diverting works:
   SMALL DIVERSION DAMS WITH DITCHES FOR GRAVITY IRRIGATION.

6. Water is used for the following purposes:

Purpose	From	To	C.F.S (or)	A.F.A.
IRRIGATION	03/15	11/15	1.740	

7. Total Quantity Appropriated is:
   1.740 C.F.S. (and/or) A.F.A.

8. Total consumptive use is Acre Feet Per Annum.

9. Non-irrigation uses:
   INSTREAM STOCKWATERING.

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OCT 07 1992

10. Place of Use:

Township	Range	Section	1/4 of 1/4		Lot	Use	Acres
04S	01W	29	SW	NE		IRR	18.0
			SE	NW		IRR	7.0
					Section Acres		25.0
					Total Acres		25.0

11. Place of use in counties: OWYHEE

12. Do you own the property listed above as place of use? YES

13. Other Water Rights Used:
A57-00047(BATES CK.).

14. Remarks:

15. Basis of Claim: DECREED
Case Number:
Court :
Decree date:

J. M. NEIL
Decree Plaintiff

vs

MICHAEL HYDE ET. AL.
Decree Defendant

MICROFILMED
OCT 07 1992

16. Signature(s)

(a.) By signing below, I/We acknowledge that I/We have received, read and understand the form entitled "How you will receive notice in the Snake River Basin Adjudication." (b.) I/We do ____ do not ✓ wish to receive and pay a small annual fee for monthly copies of the docket sheet.

Number of attachments: _____

For Individuals:

I/We do solemnly swear or affirm that the statements contained in the foregoing document are true and correct.

Signature of Claimant(s) Tom Bachman Mang. Date: JAN 12-1989

_____ Date: _____

State of Idaho)
) SS.
County of ADA)

Subscribed and sworn (or affirmed) before me this 12th day of January 19 89

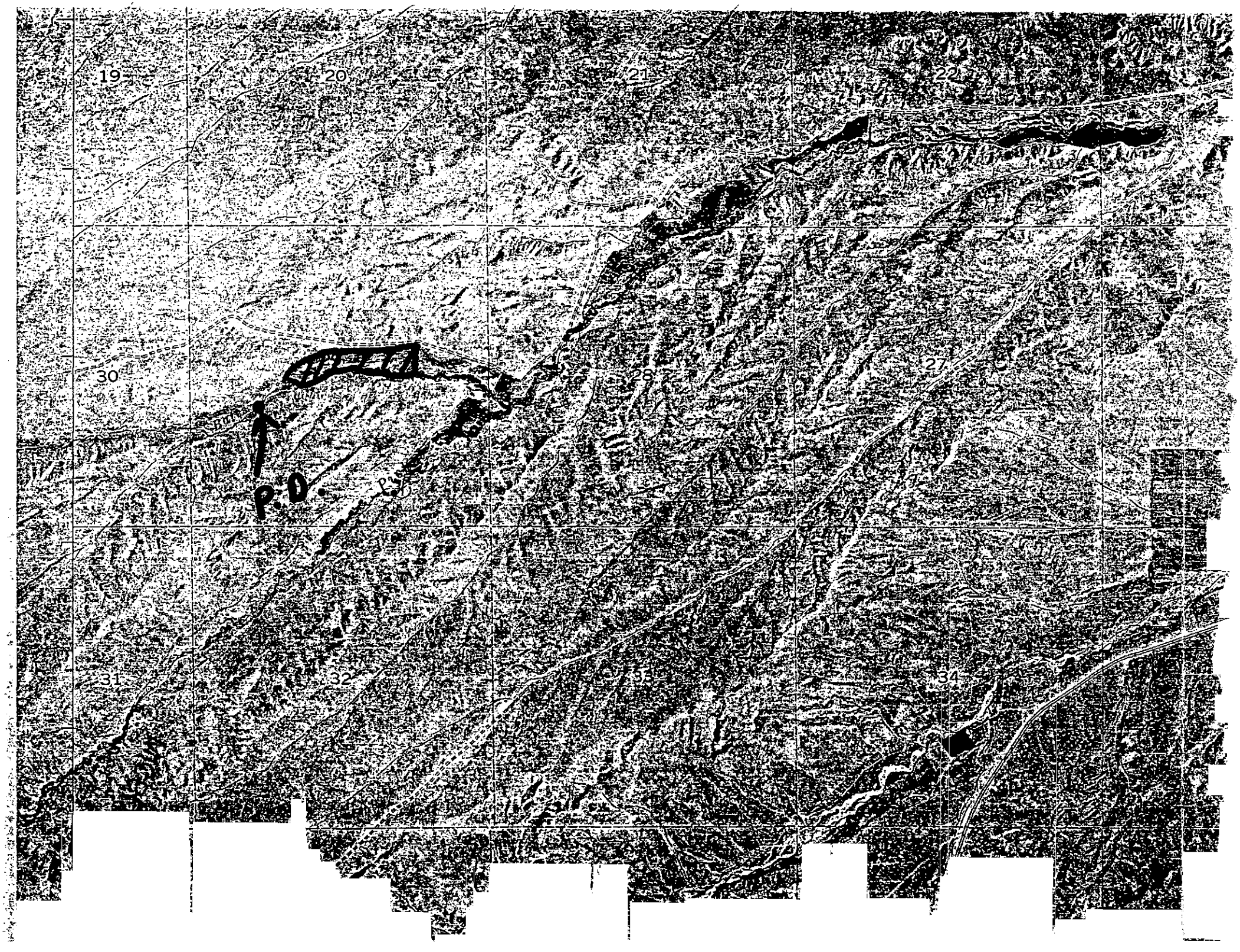
Jan Shute
Notary Public

Seal

Residing at Meridian ID

My Commission Expires 9-14-94

MICROFILMED
OCT 07 1992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P.O.

IDAHO DEPARTMENT OF WATER RESOURCES
WATER RIGHT PROOF READING REPORT

Water Right Number - 57-00077 Adj. Flag Translation: Standard Water Right Number Old (D) Number -

Last Name	First Name	Address
*** C - CURRENT OWNER *** LINEHAN	NORA	1 - 2 - 3 - City- State- Zip- Phone -

Priority Date	Region	Stage	Status
04/01/1907	14	D - DECREED	

Source	Tributary
BATES CREEK	PICKETT CREEK

Point of Diversion

Twn	Rng	Sec	Tract	Lot	RFlg	County	Stream Index (Blank if no Index Code)

Water Use

Code	Description	Period From	Period To	Diversion Rate	Diversion Volume
01	IRRIGATION			1.740	
43	DOMESTIC				
04	STOCKWATER				

Total Div. Rate	Total Div. Volume	Total Div. Capacity	Total Consumptive Use	KW Usage
1.740				

Place of Use

Twn	Rng	Sec	Tract	Lot	Acres	Code	Description	County	
04S	01W	29	SW NE			01	IRRIGATION	73	OWYHEE
04S	01W	29	SE NW			01	IRRIGATION	73	OWYHEE

Total Acres:

Diversion Means -

Non-Irrigation Use -

Other Rights for Same Use -

Remarks
No Remarks found.

Old Water Right Numbers
No Old Water Right Numbers found.

Conditions of Approval
No Conditions of Approval found.

MICROFILMED
OCT 07 1992

Water right number - 57-00077 Adj. flag translation: Standard Water Right Number

+ - - - - Decree Plaintiff - - - +
J. M. NEIL

+ - - - - Decree Defendant - - - +
MICHAEL HYDE ET. AL.

+ - Decree Date - +
10/07/1915

+ - - Audit Fields - 03/19/85 05/01/88 CONVERT

+ - Water Rights Dates and Flags Area - +

Proof Due Date	- 00/00/0000	Field Exam Made	- 00/00/0000	Field Exam Fee	-
Approved/Denied	- 00/00/0000	Protested Date	- 00/00/0000	Swan Falls	-
Proof Made Date	- 00/00/0000	Hearing Date	- 00/00/0000	Temporary Right	- P
Start Work Date	- 00/00/0000	Verified Date	- 00/00/0000	DLE/Carey Act	-
Order Show Cause	- 00/00/0000	Receipt Number	-	Water District	- 57B
Licensed Date	- 00/00/0000	Appl Received	- 00/00/0000	Transfer/Amended	-
Decree Date	- 10/07/1915	Presumption Flag	-		
				Microfilm Roll Number	-

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OCT 07 1992